THURSDAY, MAY 4, 2017

THIRTY-FOURTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Rabbi Shara Goldstein Mackler, The Temple, Congregation Ohabai Sholom, Nashville, TN.

Representative Kane led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

	Present	92	
Carr.	Representatives present were Akbari, Alexander, Brooks H., Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curo		-

Representatives present were Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 92

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Windle; active military duty

The roll call was taken with the following results:

Representative Beck; personal

Representative Moody: personal

Representative K. Brooks

Representative Van Huss

PRESENT IN CHAMBER

Rep. Van Huss was recorded as being present in the Chamber.

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 501 Rep. Reedy as prime sponsor.

House Joint Resolution No. 512 Reps. Clemmons and Miller as prime sponsors.

House Joint Resolution No. 514 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 515 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 516 Rep. Lynn as prime sponsor.

House Bill No. 26 Reps. Powers, Zachary, M. White, Byrd, Reedy, D. White, Terry, Tillis, Howell and Sherrell as prime sponsors.

House Bill No. 136 Rep. Ragan as prime sponsor.

House Bill No. 137 Reps. Hazlewood and Thompson as prime sponsors.

House Bill No. 191 Reps. Hardaway and M. White as prime sponsors.

House Bill No. 332 Rep. Hardaway as prime sponsor.

House Bill No. 387 Reps. Terry, Byrd and Crawford as prime sponsors.

House Bill No. 438 Reps. Howell, Reedy, M. White and Hardaway as prime sponsors.

House Bill No. 457 Reps. Thompson, Zachary, H. Brooks, Curcio, Hardaway, Holsclaw, Love, Daniel, Kumar, Tillis, Kane, Sherrell, Gant, Powers, C. Sexton, Holt, Smith and Marsh as prime sponsors.

House Bill No. 628 Rep. Holsclaw as prime sponsor.

House Bill No. 868 Rep. Hardaway as prime sponsor.

House Bill No. 947 Rep. Hazlewood as prime sponsor.

House Bill No. 948 Reps. Thompson, Curcio, Hazlewood, M. White, Gravitt, Stewart, Turner, Powers and Cooper as prime sponsors.

House Bill No. 1196 Reps. Gravitt, Powers, Terry, Matheny, M. Hill, Weaver, Howell, Byrd, M. White, Gant and Eldridge as prime sponsors.

House Bill No. 1207 Reps. Gravitt, Holsclaw, Powell, Daniel, Curcio, Keisling and Powers as prime sponsors.

House Bill No. 1290 Rep. Ragan as prime sponsor.

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 399, 400, 401, 402, 403, 404, 406, 407, 416 and 447; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 399 -- Memorials, Academic Achievement - Anna Torrence, Valedictorian, Upperman High School. by *Bailey.

Senate Joint Resolution No. 400 -- Memorials, Academic Achievement - Austin Houston, Salutatorian, Stone Memorial High School. by *Bailey.

Senate Joint Resolution No. 401 -- Memorials, Interns - Caitlin Elizabeth Hughes. by *Jackson.

Senate Joint Resolution No. 402 -- Memorials, Death - Robert D. LaPella. by *Crowe.

Senate Joint Resolution No. 403 -- Memorials, Recognition - Jalen M. Howard, Boys and Girls Clubs of Jackson Youth of the Year. by *Jackson.

Senate Joint Resolution No. 404 -- Memorials, Recognition - Jerry Dewayne Hurdle, Boys and Girls Club of the Hatchie River Region Youth of the Year. by *Norris.

Senate Joint Resolution No. 406 -- Memorials, Recognition - Tennova Healthcare - Harton, 50th anniversary. by *Bowling.

Senate Joint Resolution No. 407 -- Memorials, Recognition - MTSU Blue Raider Debate team. by *Ketron.

Senate Joint Resolution No. 416 -- Memorials, Interns - Hannah Haley. by *Kelsey.

Senate Joint Resolution No. 447 -- Memorials, Interns - Checovoia Foster. by *Kyle.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Goins was recognized in the Well to honor Derek Voiles, 2016-2017 Tennessee Teacher of the Year.

RESOLUTION READ

The Clerk read House Joint Resolution No. 48, adopted February 1, 2017.

House Joint Resolution No. 48 -- Memorials, Professional Achievement - Derek Voiles, 2016-2017 Tennessee Teacher of the Year. by *Goins.

RECOGNITION IN THE WELL

Representative Shaw was recognized in the Well joined by Rep. Eldridge and Senator Jackson, to honor the Madison High School Academic Decathalon Team.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for May 5, 2017:

House Resolution No. 143 -- Memorials, Academic Achievement - Camerin Morganfield, Valedictorian, East High School. by *Hardaway.

House Resolution No. 144 -- Memorials, Academic Achievement - Leonica Clear, Valedictorian, Melrose High School. by *Hardaway.

House Resolution No. 145 -- Memorials, Academic Achievement - JerMeiah Clay, Salutatorian, East High School. by *Hardaway.

House Resolution No. 146 -- Memorials, Academic Achievement - Markila Tate, Salutatorian, Melrose High School. by *Hardaway.

House Resolution No. 147 -- Memorials, Academic Achievement - Vivica Martin, Valedictorian, Memphis Academy of Health Sciences. by *Hardaway.

House Resolution No. 148 -- Memorials, Academic Achievement - Angela Taylor, Salutatorian, Memphis Academy of Health Sciences. by *Hardaway.

House Resolution No. 149 -- Memorials, Interns - Kennedy Loveday. by *Dunn, *Smith.

House Resolution No. 150 -- Memorials, Interns - Anna Johnson. by *Dunn.

House Resolution No. 151 -- Memorials, Interns - Robert Dillion Estes. by *Jernigan.

House Resolution No. 152 -- Memorials, Recognition - Robert Coffey, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 153 -- Memorials, Recognition - Harlan Savery, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 154 -- Memorials, Recognition - Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 155 -- Memorials, Recognition - Matthew Peake, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 156 -- Memorials, Recognition - Lauren Paterson, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 157 -- Memorials, Recognition - Hunter Graybeal, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 158 -- Memorials, Recognition - Dillon Trivette, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 159 -- Memorials, Recognition - Isaac Brown, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 160 -- Memorials, Recognition - Lane Sentell, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 161 -- Memorials, Recognition - Terri Henson, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 162 -- Memorials, Recognition - David Quave, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 163 -- Memorials, Recognition - Susan Quave, Johnson County Middle School Robotics Team 3075B. by *Hill T.

House Resolution No. 164 -- Memorials, Recognition - Taylor Long, 2017 FFA American Star in Agribusiness. by *Hill T.

House Resolution No. 165 -- Memorials, Personal Occasion - Hazel Eller, 100th birthday. by *Hill T.

House Resolution No. 166 -- Memorials, Personal Occasion - Jim and Dorothy Cress, 50th anniversary. by *Hill T.

House Joint Resolution No. 520 -- Memorials, Recognition - Tennessee Fisher House. by *White D.

House Joint Resolution No. 521 -- Memorials, Interns - Trevin Thomas Ayers. by *Harwell.

House Joint Resolution No. 522 -- Memorials, Recognition - Highland Park Ruritan Club, 50th anniversary. by *Matlock.

House Joint Resolution No. 523 -- Memorials, Recognition - Tiffany Johnson. by *Rudd, *Sargent, *Wirgau, *White D, *Terry, *Sparks.

House Joint Resolution No. 524 -- Memorials, Retirement - Officer Sidney "Sid" Claxton Cripps. by *Pody.

House Joint Resolution No. 525 -- Memorials, Retirement - Officer Fred Donald Dye, Jr. by *Pody.

House Joint Resolution No. 526 -- Memorials, Recognition - Dyer County High School cheerleading team, U.S. Junior Coed National Team. by *Sanderson.

House Joint Resolution No. 527 -- Memorials, Professional Achievement - Dan Whittle. by *Sparks, *DeBerry, *Terry, *White D, *Fitzhugh.

House Joint Resolution No. 528 -- Memorials, Recognition - Celebrates June 2017 as "Pets Matter Month" in Tennessee. by *Harwell, *Whitson, *Sargent, *Casada, *Howell.

House Joint Resolution No. 529 -- Memorials, Recognition - Fred L. Davis. by *Hardaway.

House Joint Resolution No. 530 -- Memorials, Recognition - Dr. James Netters. by *Hardaway.

House Joint Resolution No. 531 -- Memorials, Academic Achievement - Baylee Webb, Salutatorian, Wilson Central High School. by *Lynn.

House Joint Resolution No. 532 -- Memorials, Academic Achievement - Rebecca Pettross, Valedictorian, Friendship Christian School. by *Lynn.

House Joint Resolution No. 533 -- Memorials, Academic Achievement - Parker Smith, Salutatorian, Friendship Christian School. by *Lynn.

House Joint Resolution No. 534 -- Memorials, Academic Achievement - Matthew Everett, Valedictorian, Wilson Central High School. by *Lynn.

House Joint Resolution No. 535 -- Memorials, Academic Achievement - LeiLani Lee, Salutatorian, Wilson Central High School. by *Lynn.

House Joint Resolution No. 536 -- Memorials, Academic Achievement - Andrew Franklin, Valedictorian, Heritage Christian Academy. by *Lynn.

House Joint Resolution No. 537 -- Memorials, Academic Achievement - Abigail Shores, Salutatorian, Heritage Christian Academy. by *Lynn.

House Joint Resolution No. 538 -- Memorials, Recognition - Jerusalem Day 2017. by *Lynn.

House Joint Resolution No. 539 -- Memorials, Interns - Auria Asadsangabi. by *Staples.

House Joint Resolution No. 540 -- Memorials, Academic Achievement - Peyton Alec Roberts, Salutatorian, Clay County High School. by *Keisling.

House Joint Resolution No. 556 -- Memorials, Academic Achievement - Lauren Olivia Henson, Salutatorian, Red Boiling Springs High School. by *Keisling.

House Joint Resolution No. 557 -- Memorials, Academic Achievement - Tara Allison Pedigo, Valedictorian, Clay County High School. by *Keisling.

House Joint Resolution No. 558 -- Memorials, Academic Achievement - Cole Jarek Dziekiewicz, Valedictorian, Red Boiling Springs High School. by *Keisling.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for May 5, 2017:

Senate Joint Resolution No. 399 -- Memorials, Academic Achievement - Anna Torrence, Valedictorian, Upperman High School. by *Bailey.

Senate Joint Resolution No. 400 -- Memorials, Academic Achievement - Austin Houston, Salutatorian, Stone Memorial High School. by *Bailey.

Senate Joint Resolution No. 401 -- Memorials, Interns - Caitlin Elizabeth Hughes. by *Jackson.

Senate Joint Resolution No. 402 -- Memorials, Death - Robert D. LaPella. by *Crowe.

Senate Joint Resolution No. 403 -- Memorials, Recognition - Jalen M. Howard, Boys and Girls Clubs of Jackson Youth of the Year. by *Jackson.

Senate Joint Resolution No. 404 -- Memorials, Recognition - Jerry Dewayne Hurdle, Boys and Girls Club of the Hatchie River Region Youth of the Year. by *Norris.

Senate Joint Resolution No. 406 -- Memorials, Recognition - Tennova Healthcare - Harton, 50th anniversary. by *Bowling.

Senate Joint Resolution No. 407 -- Memorials, Recognition - MTSU Blue Raider Debate team. by *Ketron.

Senate Joint Resolution No. 416 -- Memorials, Interns - Hannah Haley. by *Kelsey.

Senate Joint Resolution No. 447 -- Memorials, Interns - Checovoia Foster. by *Kyle.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

Senate Bill No. 430 -- Safety - As introduced, requires more oversight of amusement device inspections by the commissioner of labor and workforce development; increases number of device inspections; modifies standards of device operators; requires prominent display on devices of proof of inspection; and authorizes persons injured in accidents to bring a cause of action against owners and operators. - Amends TCA Title 4 and Title 68. by *Kelsey, *Kyle, *Yarbro. (*HB191 by *DeBerry, *Sanderson)

Senate Bill No. 993 -- Child Custody and Support - As introduced, specifies that in child support actions filed on or after July 1, 2017, the court cannot order the payment of retroactive support for more than five years unless the court finds the obligor deliberately avoided service or impeded the imposition of the child support obligations. - Amends TCA Title 36. by *Lundberg, *Harris. (*HB1126 by *Parkinson)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 1453 -- Tullahoma -- House Local Government Committee

CONSENT CALENDAR

House Bill No. 1439 -- Franklin - Subject to local approval, changes charter provisions related to annexation to align with changes in state law for annexation. - Amends Chapter 79 of the Acts of 1903; as amended. by *Whitson, *Sargent.

*House Bill No. 551 -- Jails, Local Lock-ups - As introduced, removes the specification that a sheriff is civilly liable for the actions of a jailer who was hired by the sheriff. - Amends TCA Title 41, Chapter 4. by *Smith.

On motion, House Bill No. 551 was made to conform with **Senate Bill No. 603**; the Senate Bill was substituted for the House Bill.

House Bill No. 1447 -- Liberty - Subject to local approval, authorizes a \$45.00 payment to the mayor for attendance at the monthly meeting of the board of mayor and aldermen. - Amends Chapter 796 of the Private Acts of 1947; as amended. by *Weaver.

House Bill No. 1448 -- Liberty - Subject to local approval, changes timing of elections for board of mayor and aldermen such that all seats are filled in the same election. - Amends Chapter 796 of the Private Acts of 1947; as amended. by *Weaver.

House Bill No. 1450 -- Gallatin - Subject to local approval, authorizes the mayor or a member of the city council to run for another public office while mayor or council member, as applicable. - Amends Chapter 67 of the Private Acts of 1953; as amended. by *Weaver.

House Bill No. 1451 -- Gallatin - Subject to local approval, prohibits the mayor and aldermen from being eligible for the succeeding term in the same office if such official has served more than one-half of a four-year term and the next two subsequent four-year terms, for a maximum of 10 years in that particular office. - Amends Chapter 67 of the Private Acts of 1953; as amended. by *Weaver.

House Bill No. 1441 -- Tipton County - Subject to local approval, repeals requirement that owners of real property obtain a building permit; repeals authorization to hunt red foxes; repeals provisions relative to litter and refuse control; increases from four to five the membership of the Purchasing Committee; revises certain notice requirements; revises provisions relative to jurisdiction of Purchasing Committee; deletes provision authorizing attorneys to appoint a substitute judge under certain circumstances; deletes provision authorizing the governor to fill a judicial vacancy; requires certain tax proceeds to be used for community development. - Amends Chapter 518 of the Private Acts of 1941; as amended. by *Moody.

House Bill No. 1444 -- Tipton County - Subject to local approval, enacts the Tipton County Budget and Fiscal Procedure Act of 2017. by *Moody.

House Bill No. 1449 -- Tracy City - Subject to local approval, rewrites the town charter. - Amends Chapter 158 of the Private Acts of 1945; as amended. by *Sherrell.

*House Bill No. 1259 -- General Assembly - As introduced, requires the office of legislative administration to offer for sale to members of the general assembly decommissioned electronic equipment of the general assembly prior to disposing of the equipment; requires the office to offer former members upon separation from office the option to purchase their electronic equipment. - Amends TCA Title 3, Chapter 13 and Title 12, Chapter 2. by *Towns.

House Bill No. 865 -- Game and Fish Laws - As introduced, limits the court costs that may be imposed against a person convicted of not wearing sufficient blaze orange while hunting to \$50.00. - Amends TCA Title 8, Chapter 21 and Title 70. by *Holsclaw, *Eldridge.

On motion, House Bill No. 865 was made to conform with **Senate Bill No. 633**; the Senate Bill was substituted for the House Bill.

House Resolution No. 122 -- Memorials, Sports - Macon County Junior High School girls' basketball team, TNT State Champions. by *Keisling.

House Resolution No. 123 -- Memorials, Recognition - The Donoho Hotel, 103rd anniversary. by *Keisling.

House Resolution No. 124 -- Memorials, Interns - Clint Caldwell. by *Sargent.

House Resolution No. 125 -- Memorials, Interns - Megan Tidrick. by *Sargent.

House Resolution No. 126 -- Memorials, Sports - Vanderbilt University men's golf team, 2017 SEC Champions. by *Clemmons.

House Resolution No. 127 -- Memorials, Recognition - Kay West. by *Clemmons.

House Resolution No. 128 -- Memorials, Academic Achievement - Samuel James Reddick, Valedictorian, Evangelical Christian School. by *Thompson.

House Resolution No. 129 -- Memorials, Academic Achievement - Matthew David Churchill, Salutatorian, Evangelical Christian School. by *Thompson.

House Resolution No. 130 -- Memorials, Academic Achievement - Ray Wynne, Valedictorian, St. Benedict at Auburndale High School. by *Thompson.

House Resolution No. 131 -- Memorials, Academic Achievement - Ricardo "Ricky" Carrasco, Salutatorian, St. Benedict at Auburndale High School. by *Thompson.

House Resolution No. 132 -- Memorials, Academic Achievement - Joshua Thomas, Valedictorian, Cordova High School. by *Thompson.

House Resolution No. 133 -- Memorials, Academic Achievement - Ammad Khan, Salutatorian, Cordova High School. by *Thompson.

House Resolution No. 134 -- Memorials, Recognition - Cecil Nanney and Sons. by *Holt.

House Resolution No. 135 -- Memorials, Recognition - David R. Oyster, Silver Beaver Award. by *Weaver.

House Resolution No. 137 -- Memorials, Interns - Dylan LaRocca. by *Terry, *Sexton C.

House Resolution No. 138 -- Memorials, Interns - Mary Alice Lee. by *Sexton C, *Terry.

House Resolution No. 139 -- Memorials, Retirement - David Browning. by *Keisling.

House Resolution No. 140 -- Memorials, Recognition - Jerry Taylor, 2016 Southeast Regional Earth Team Individual Volunteer of the Year. by *Keisling.

House Resolution No. 141 -- Memorials, Interns - Jasmine Black. by *Ramsey.

House Resolution No. 142 -- Memorials, Interns - Sara Hernandez. by *Ramsey.

House Joint Resolution No. 501 -- Memorials, Recognition - Charles Hand, Middle Tennessee Council of Boy Scouts Good Scout Award. by *Johnson.

House Joint Resolution No. 502 -- Memorials, Academic Achievement - Jacob Green, Co-Salutatorian, Knoxville West High School. by *Smith.

House Joint Resolution No. 503 -- Memorials, Academic Achievement - Jenna Ely, Co-Salutatorian, Knoxville West High School. by *Smith.

House Joint Resolution No. 504 -- Memorials, Academic Achievement - Noah Mesa, Valedictorian, Knoxville West High School. by *Smith.

House Joint Resolution No. 505 -- Memorials, Academic Achievement - Brionca Sahmara Apree Hines, Salutatorian, Fulton High School. by *Smith.

House Joint Resolution No. 506 -- Memorials, Academic Achievement - James Samuel S. Keith, Valedictorian, Fulton High School. by *Smith.

House Joint Resolution No. 507 -- Memorials, Academic Achievement - Canaan Pratt, Salutatorian, Knoxville Central High School. by *Dunn, *Smith.

House Joint Resolution No. 508 -- Memorials, Academic Achievement - Spencer McDonald, Valedictorian, Knoxville Central High School. by *Smith, *Dunn.

House Joint Resolution No. 509 -- Memorials, Academic Achievement - Addyson Dione Simmons, Valedictorian, Bledsoe County High School. by *Travis.

House Joint Resolution No. 510 -- Memorials, Academic Achievement - Hanna Haston, Salutatorian, Bledsoe County High School. by *Travis.

House Joint Resolution No. 511 -- Memorials, Interns - Cedric Deprice Williams, Jr. by *Thompson.

House Joint Resolution No. 512 -- Memorials, Recognition - Tennessee Nurses Week. by *Favors.

House Joint Resolution No. 513 -- Memorials, Interns - Angelica M. Jacox. by *Travis.

House Joint Resolution No. 514 -- Memorials, Interns - Sara E. Moorehead. by *Fitzhugh.

House Joint Resolution No. 515 -- Memorials, Interns - Lee Smith III. by *Stewart.

House Joint Resolution No. 516 -- Memorials, Professional Achievement - Melissa Granstaff, Wilson County Teacher of the Year. by *Pody.

House Joint Resolution No. 517 -- Memorials, Recognition - Susan Miceli, Trustee of the Year, Tennessee Library Association. by *Powers.

House Joint Resolution No. 518 -- Memorials, Death - Patsy Dean Maiden Teague. by *Powers.

House Joint Resolution No. 519 -- Memorials, Professional Achievement - George "Everett" Ellison, Sr., and Ellison's Sanitary Supply Company. by *Powers.

House Joint Resolution No. 541 -- Memorials, Academic Achievement - Kaitlyn Hannah Springer, Salutatorian, Sequatchie County High School. by *Travis.

House Joint Resolution No. 542 -- Memorials, Academic Achievement - Madelynn Loren Weas, Valedictorian, Sequatchie County High School. by *Travis.

House Joint Resolution No. 543 -- Memorials, Recognition - Melissa Purkey. by *Faison.

House Joint Resolution No. 544 -- Memorials, Recognition - Raven Lane. by *Faison.

House Joint Resolution No. 545 -- Memorials, Recognition - Lydia Maggard. by *Faison.

House Joint Resolution No. 546 -- Memorials, Recognition - Brittany Faulkner. by *Faison.

House Joint Resolution No. 547 -- Memorials, Recognition - Krissy Holbert. by *Faison.

House Joint Resolution No. 548 -- Memorials, Recognition - Holly Burrell. by *Faison.

House Joint Resolution No. 549 -- Memorials, Recognition - Katie Bernard. by *Faison.

House Joint Resolution No. 550 -- Memorials, Interns - Amani Moreland. by *Faison.

House Joint Resolution No. 551 -- Memorials, Interns - Meredith Wallen. by *Faison.

House Joint Resolution No. 552 -- Memorials, Recognition - Callie Relford. by *Faison.

House Joint Resolution No. 553 -- Memorials, Recognition - Brandus Reagan Moyers. by *Faison.

House Joint Resolution No. 554 -- Memorials, Death - Jimmie Lee Cunningham. by *Holt.

House Joint Resolution No. 555 -- Memorials, Interns - Katelin Brown. by *Farmer.

Senate Joint Resolution No. 379 -- Memorials, Recognition - Cameron Hamilton, Boys and Girls Club of Greeneville and Greene County Youth of the Year. by *Southerland.

Senate Joint Resolution No. 380 -- Memorials, Recognition - Kulijeetsinh N. Raj, Boys and Girls Club of Morristown Youth of the Year. by *Southerland.

Senate Joint Resolution No. 381 -- Memorials, Recognition - Carthage Benevolent Lodge #14. by *Beavers.

Senate Joint Resolution No. 382 -- Memorials, Academic Achievement - Madison Grace Evetts, Salutatorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 383 -- Memorials, Academic Achievement - Ethan James Reid, Valedictorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 384 -- Memorials, Recognition - Jordan Isaiah Hannah, Boys and Girls Clubs of the Clinch Valley Youth of the Year. by *Yager, *McNally.

Senate Joint Resolution No. 385 -- Memorials, Recognition - Zakiyah E. Walker, Boys and Girls Clubs of Tennessee Youth of the Year StatewideThird-Place. by *Kyle.

Senate Joint Resolution No. 386 -- Memorials, Recognition - Ellissa Renee Lawson, Boys and Girls Clubs of the Ocoee Region Youth of the Year. by *Bell.

Senate Joint Resolution No. 387 -- Memorials, Recognition - Brooke Lawson, Boys and Girls Clubs of Greater Kingsport Youth of the Year. by *Lundberg.

Senate Joint Resolution No. 388 -- Memorials, Recognition - Destiny Moore, Boys and Girls Clubs of Middle Tennessee Youth of the Year. by *Johnson.

Senate Joint Resolution No. 389 -- Memorials, Recognition - Diamond Love, Boys and Girls Clubs of Tennessee State Youth of the Year. by *Briggs.

Senate Joint Resolution No. 390 -- Memorials, Interns - Ethan Waller. by *Norris.

Senate Joint Resolution No. 391 -- Memorials, Interns - Hannah Pack. by *Norris.

Senate Joint Resolution No. 392 -- Memorials, Recognition - Hannah Dove Maurice, Boys and Girls Clubs of the Smoky Mountains Youth of the Year. by *Overbey.

Senate Joint Resolution No. 393 -- Memorials, Recognition - Terica Britt, Boys and Girls Club of Johnson City/Washington County Youth of the Year. by *Crowe.

Senate Joint Resolution No. 394 -- Memorials, Recognition - Bjorn L. LaLonde, Boys and Girls Clubs of Rutherford County Youth of the Year. by *Ketron, *Tracy.

Senate Joint Resolution No. 395 -- Memorials, Recognition - Anthony Edwards, Jr., Boys and Girls Club of Chattanooga Youth of the Year. by *Gardenhire.

Senate Joint Resolution No. 396 -- Memorials, Recognition - Nicole Gail Burney, Boys and Girls Clubs of the Dumplin Valley Youth of the Year. by *Niceley.

Senate Joint Resolution No. 397 -- Memorials, Recognition - Jessica Harrison, Boys and Girls Clubs of Tennessee Youth of the Year Statewide Runner-Up. by *Hensley.

Senate Joint Resolution No. 398 -- Memorials, Academic Achievement - Kaley White, Salutatorian, Upperman High School. by *Bailey.

Senate Joint Resolution No. 445 -- Memorials, Recognition - Flag Pond Ramp Festival. by *Crowe.

OBJECTION--CONSENT CALENDAR

Objections were filed to the following on the Consent Calendar:

House Bill No. 1259: by Rep. Carter

House Resolution No. 127: by Rep. Casada

Under the rules, House Bill No. 1259 and House Resolution No. 127 were placed at the heel of the calendar for May 5, 2017.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	88
Noes	0
Present and not voting	

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn,

Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Shaw, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 88

Representatives present and not voting were: Sparks, Turner -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "present and not voting" to "aye" on **Consent Calendar** and have this statement entered in the Journal: Rep. Turner.

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "not voting" to "aye" on **Consent Calendar** and have this statement entered in the Journal: Reps. Sherrell and Smith.

REGULAR CALENDAR

*House Bill No. 155 -- Alcoholic Beverages - As introduced, allows a winery in Davidson County to also own or operate a retail package store upon meeting certain qualifications. - Amends TCA Title 57. by *Hazlewood, *Beck. (SB796 by *Dickerson)

On motion, House Bill No. 155 was made to conform with **Senate Bill No. 796**; the Senate Bill was substituted for the House Bill.

Rep. Hazlewood moved that Senate Bill No. 796 be passed on third and final consideration.

Rep. Ramsey moved that State Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hazlewood moved that **Senate Bill No. 796** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes	
Present and not voting	

Representatives voting aye were: Akbari, Alexander, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Daniel, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Marsh, Matheny, McCormick, McDaniel, Miller, Mitchell, Parkinson, Powell, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Weaver, White D., White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 69

Representatives voting no were: Brooks H., Byrd, Dunn, Hill M., Hill T., Holt, Keisling, Lollar, Lynn, Matlock, Pody, Sexton J., Van Huss, Zachary -- 14

Representatives present and not voting were: Butt, DeBerry, Doss, Powers, Rudd, Sparks -- 6

A motion to reconsider was tabled.

*House Bill No. 533 -- Highways, Roads and Bridges - As introduced, authorizes the department of transportation to maintain public access roads within state parks; establishes the high priority bridge replacement program for local bridges not on the state highway system. - Amends TCA Title 54, Chapter 1, Part 1 and Title 54, Chapter 4. by *Hawk, *Casada, *Sexton J, *McDaniel, *Brooks K. (SB1220 by *Norris, *Tracy, *Jackson, *Yager)

On motion, House Bill No. 533 was made to conform with **Senate Bill No. 1220**; the Senate Bill was substituted for the House Bill.

- Rep. J. Sexton moved that Senate Bill No. 1220 be passed on third and final consideration.
- Rep. Doss moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.
 - Rep. Byrd moved the previous question, which motion prevailed.
- Rep. J. Sexton moved that **Senate Bill No. 1220** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 88

A motion to reconsider was tabled.

*House Bill No. 191 -- Safety - As introduced, requires more oversight of amusement device inspections by the commissioner of labor and workforce development; increases number of device inspections; modifies standards of device operators; requires prominent display on devices of proof of inspection; and authorizes persons injured in accidents to bring a cause of action against owners and operators. - Amends TCA Title 4 and Title 68. by *DeBerry, *Sanderson. (SB430 by *Kelsey, *Kyle, *Yarbro)

On motion, House Bill No. 191 was made to conform with **Senate Bill No. 430**; the Senate Bill was substituted for the House Bill.

Rep. DeBerry moved that Senate Bill No. 430 be passed on third and final consideration.

Rep. Marsh moved that Business and Utilities Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. DeBerry moved that **Senate Bill No. 430** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 430** and have this statement entered in the Journal: Rep. Kumar.

REGULAR CALENDAR, CONTINUED

*House Bill No. 552 -- Annexation - As introduced, deletes the limitation allowing non-contiguous annexation by resolution to occur only in a county having a population according to the most recent decennial census that is greater than 44.5 percent and 50,000 of its population in the preceding decennial census. - Amends TCA Title 6, Chapter 51, Part 1. by *Carr . (SB568 by *Johnson)

On motion, House Bill No. 552 was made to conform with **Senate Bill No. 568**; the Senate Bill was substituted for the House Bill.

Rep. Carr moved that **Senate Bill No. 568** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	2

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Curcio, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 87

Representatives voting no were: Gant, Hazlewood -- 2

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 568** and have this statement entered in the Journal: Rep. Crawford.

REGULAR CALENDAR, CONTINUED

House Bill No. 628 -- TennCare - As introduced, requires the bureau of TennCare to report to the senate health and welfare committee and the health committee of the house of representatives concerning the effects of incorporating medication therapy management into its healthcare delivery systems by January 15, 2018. - Amends TCA Title 63, Chapter 10 and Title 71, Chapter 5. by *Kumar, *Terry, *Ragan, *Brooks K. (*SB398 by *Haile)

Rep. Kumar moved that House Bill No. 628 be passed on third and final consideration.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 628 by deleting all language after the enacting clause and substituting instead the following:

- SECTION 1. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section:
 - (a) As used in this section, unless the context otherwise requires:
 - (1) "Bureau" means the bureau of TennCare;
 - (2) "Collaborative pharmacy practice agreement" has the same meaning as defined in § 63-10-204;
 - (3) "Medication therapy management pilot program" means the test program established by the bureau of TennCare meeting the definition of the term "medication therapy management program" in § 63-10-204; and
 - (4) "Medication therapy management services" means the provision of direct patient care services by a pharmacist licensed under title 63, chapter 10 practicing in this state, to optimize the therapeutic outcomes of the patient's medications. Medication therapy management encompasses a broad range of professional activities and responsibilities within the licensed pharmacist's scope of practice. Medication therapy management services are independent of, but can occur in conjunction with, the provision of a medication product.

(b)

- (1) The bureau shall develop and implement a medication therapy management pilot program that seeks to provide high quality, cost-effective services in support of initiatives administered by the bureau to ensure optimal health outcomes for TennCare beneficiaries.
- (2) Any managed care organization or pharmacy benefit manager that participates in the TennCare medication therapy management pilot program, as determined by the bureau, shall administer a medication therapy management pilot program that meets the program standards and eligibility criteria as established by the bureau.

(c)

(1) The bureau shall establish program standards and eligibility criteria for the medication therapy management pilot program. Eligibility criteria may include use of specific medications, use of classes of medications, disease states, health conditions, mental health conditions, complex medical and drug-related needs, and other clinical factors, as determined by the bureau.

- (2) Medication therapy management services shall be delivered by a participating qualified Tennessee-licensed pharmacist, as determined by the bureau, acting under a collaborative pharmacy practice agreement meeting the requirements of § 63-10-217 and within the routine scope of the practice of pharmacy, as defined in § 63-10-204, and in consultation with patients, caregivers, prescribers, and other healthcare providers, as appropriate. Technical responsibilities related to medication therapy management services, other than the delivery of direct patient care services, such as obtaining accurate medication histories and records, scheduling visits, documentation, and billing for services, may be delegated to pharmacy technicians and other pharmacy personnel at the discretion of the pharmacist responsible for delivering the service.
- (3) Nothing in this section shall expand or modify the scope of the practice of pharmacy as defined in title 63, chapter 10, part 2.

(d)

- (1) The bureau shall establish reimbursement rates for medication therapy management services provided by pharmacists under a collaborative pharmacy practice agreement within the medication therapy management pilot program.
- (2) For purposes of reimbursement for medication therapy management services, the bureau, or its managed care organizations, may enroll individual pharmacists as providers under their medicaid provider program. The bureau may also establish contract requirements necessary to implement the pilot program.
- (e) Any cost savings realized by the bureau through administration of the medication therapy management pilot program shall be prioritized for use in expanding the administration of the medication therapy management pilot program. Any expansion of the pilot program shall be determined by the bureau upon conclusion of the pilot program and after evaluation of the pilot program to determine overall impact to the program in terms of cost-effectiveness and medical outcomes.
- (f) As part of the pilot program, the bureau may seek input from pharmacists, primary care providers, or other key stakeholders to provide technical assistance in the development and implementation of the bureau's medication therapy management pilot program.
- (g) The medication therapy management pilot program shall terminate on June 30, 2020.
- SECTION 2. Tennessee Code Annotated, Title 63, Chapter 10, Part 2, is amended by adding the following as a new section to be appropriately designated:

Medication therapy management provided under this chapter as part of the practice of pharmacy shall meet the standards for medication therapy management established by rule by the board of pharmacy.

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 10, Part 2, is amended by adding the following as a new section to be appropriately designated:

The bureau of TennCare is directed to report to the senate health and welfare committee and the health committee of the house of representatives regarding program costs and patient outcomes related to incorporating the pharmacist-provided medication therapy management pilot program on or before April 15 of each year the pilot program is supported.

SECTION 4. This act shall take effect on July 1, 2017, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Kumar moved that **House Bill No. 628**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	 	 	 	 	 	85
Noes	 	 	 	 	 	C

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Swann, Terry, Thompson, Tillis, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Wirgau, Zachary, Madam Speaker Harwell -- 85

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Faison

REGULAR CALENDAR, CONTINUED

House Bill No. 1207 -- Controlled Substances - As introduced, requires the department of health to identify the prescribers who are in the top 20 percent prescribers of opioids in this state; requires the identified prescriber to comply with certain requirements after being notified that such provider is a high volume opioid prescriber. - Amends TCA Title 4; Title 29; Title 33; Title 38; Title 39; Title 40; Title 41; Title 49; Title 53; Title 56; Title 63; Title 68 and Title 71. by *Kumar, *Johnson, *Terry, *Butt, *Ragan, *Brooks K. (*SB1041 by *Haile, *Crowe)

Rep. Kumar moved that House Bill No. 1207 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1207 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-1-128, is amended by adding the following new subsection (c) and redesignating existing subsections accordingly:

(c)

- (1) In addition to identifying prescribers pursuant to subsections (a) and (b), beginning July 1, 2017, and annually thereafter, the department shall identify high-risk prescribers based on clinical outcomes, including patient overdoses. The determination of which providers are high-risk prescribers, including the criteria to make such determination, shall be made by the department. Providers determined to be high-risk prescribers pursuant to this subdivision (c)(1) shall be subject to selected chart review and investigation by the department.
- (2) If a prescriber is identified as a high-risk prescriber pursuant to subdivision (c)(1), the department shall submit the high-risk prescriber's information to the board that issued the prescriber's license for appropriate action.
- (3) Upon receiving information pursuant to subdivision (c)(2), the licensing board shall notify the prescriber and, if applicable, the prescriber's supervising physician, of the prescriber's identification as a high-risk prescriber and, as applicable, require the prescriber to:
 - (A) Participate in continuing education that is designed to inform providers about the risks, complications, and consequences of opioid

addiction. The specific continuing education courses and number of hours to be completed by the prescriber shall be determined by the licensing board;

- (B) Make available, in the prescriber's waiting room and clinic areas where the prescriber's patient can view, educational literature that warns persons of risks, complications, and consequences of opioid addiction. The specific literature to be made available pursuant to this subdivision (c)(2)(B) shall be determined by the department and made available on the department's website;
- (C) Obtain written consent on a form that explains the risks of, complications of, medical and physical alternatives to, and consequences of opioid therapy and addiction to any patient who will receive opioid therapy for more than three (3) weeks with daily dosages of sixty (60) morphine milligram equivalents (MME) or higher. The consent shall include a certification from the patient that the patient understands the information. In order to continue to treat the patient, the provider must assure that the consent is signed by the patient and made part of the patient's health record; and
- (D) Renew the consent described in subdivision (c)(3)(C) at four-week intervals for patients who continue to receive opioid therapy. In order to continue to treat the patient, the provider must assure that the consent is signed by the patient and made part of the patient's health record.
- (4) An identified high-risk prescriber must comply with the requirements set out in subdivision (c)(3) for a period of one (1) year from the time the provider was notified of the provider's identification as a high-risk prescriber of opioids. Failure of a prescriber to comply with the requirements set out in subdivision (c)(3) shall be treated as an act constituting unprofessional conduct for which disciplinary action may be instituted under the authority of the board that issued the prescriber's license.
- (5) All costs associated with this subsection (c) shall be paid by the identified provider.
- (6) If the provider disputes the identification of the provider as a high-risk prescriber of opioids, the provider may request the department conduct an internal review of the identification, which shall be done by the commissioner or the commissioner's designee. Any such internal review is not subject to the provisions of title 4, chapter 5, part 3.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

- Rep. C. Sexton requested that House Amendment No. 2 be placed at the heel of the amendments.
 - Rep. C. Sexton moved adoption of House Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 1207 by inserting the following new sections immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION ____. Tennessee Code Annotated, Title 68, Chapter 1, Part 8, is amended by adding the following as a new section:

On or before January 15, 2018, the commissioner of health, in consultation with the perinatal advisory committee and with the assistance of relevant state agencies, shall report to the health committee of the house of representatives and the health and welfare committee of the senate concerning the following aspects of births involving neonatal abstinence syndrome and opioid abuse by women of childbearing age for the last two (2) available fiscal years or calendar years, as may be available:

- (1) From data available to the bureau of TennCare, the number of births involving neonatal abstinence syndrome to enrollees in the TennCare program, the lengths of stay in a hospital for infants born with neonatal abstinence syndrome to enrollees in the TennCare program, and the costs to the program of those births;
- (2) From information available to managed care organizations participating in the TennCare program, a description of any initiatives by the managed care organizations to address health outcomes, costs, and other issues raised by births involving neonatal abstinence syndrome and opioid abuse by women of childbearing age;
- (3) From data available to the department of health, and district and county health departments, the number of women with a substance abuse diagnosis involving opioid abuse who received family planning services and the number of those women who received long acting reversible contraceptives;
- (4) From data available to the department of children's services, the number of cases involving investigations that included an infant born with neonatal abstinence syndrome, the number of such infants in custody of the department, and the number of visits made by the department to families with an infant born with neonatal abstinence syndrome; and
- (5) From data available to the bureau of TennCare and the controlled substance database committee, the number of cases in which

the source of opiates in the mother of an infant born with neonatal abstinence syndrome can be reasonably associated with an identifiable prescriber.

SECTION __. Tennessee Code Annotated, Title 71, Chapter 5, Part 1, is amended by adding the following as a new section:

- (a) As used in this section:
 - (1) "Bureau" means the bureau of TennCare; and
- (2) "Managed care organization" or "MCO" means a health maintenance organization, behavioral health organization, or managed health insurance issuer that participates in the TennCare program.
- (b) The general assembly finds that issues raised by births of children with neonatal abstinence syndrome and the use of opioids by women of childbearing age constitute a critical problem for enrollees in the TennCare program, healthcare providers, the TennCare program, public health, and the fiscal well-being of the state.
- (c) In order to address issues raised by births of children with neonatal abstinence syndrome and the use of opioids by women of childbearing age in the TennCare program, the bureau is directed to promptly fully review these issues and to develop an appropriate and accountable policy response that includes both primary prevention and secondary prevention.
- (d) On or before September 1, 2017, the bureau shall issue appropriate requests for information for program initiatives aimed at primary prevention and secondary prevention of births involving neonatal abstinence syndrome and the use of opioids by women of childbearing age enrolled in the TennCare program.

(e)

- (1) Each MCO that participates in the TennCare program shall provide the overall medical loss ratio for the MCO with respect to the TennCare program. The MCO shall also calculate a medical loss ratio with respect to expenditures associated with neonatal abstinence syndrome and the use of opioids by women of childbearing age enrolled in the TennCare program.
- (2) For purposes of this subsection (f), "medical loss ratio" means the ratio of medical claims and quality improvement activities to the total funds received by the MCO from the bureau pursuant to its contractor risk agreement.
- (f) Nothing in this section shall affect contracts in effect on the effective date of this act with the managed care organizations for program services related to opioid use by women of childbearing age enrolled in the TennCare program.

- (g) The bureau shall report concerning the progress and implementation of the program authorized by this section to the speaker of the house of representatives, the speaker of the senate, the comptroller of the treasury, the chair of the health committee of the house of representatives, and the chair of the health and welfare committee of the senate beginning on September 1, 2017, and thereafter on a quarterly basis.
- (h) The bureau shall recommend to the general assembly any legislation necessary to implement initiatives selected under subsection (g) on or before January 15, 2018.
- (i) If the commissioner of finance and administration, in consultation with the bureau, determines that a federal waiver or an amendment to an existing federal waiver is necessary in order to implement initiatives under this section, the commissioner shall promptly apply for an appropriate waiver or waiver amendment to the United States department of health and human services.

On motion, House Amendment No. 3 was adopted.

Rep. C. Sexton moved that House Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Kumar moved that **House Bill No. 1207**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 91

A motion to reconsider was tabled.

*House Bill No. 392 -- School Transportation - As introduced, authorizes LEAs, directly or by contract, to install, operate, or maintain cameras on the outside of school buses to record vehicles unlawfully passing stopped school buses; allows persons cited to pay the fine out of court; imposes additional penalties that apply under certain circumstances. - Amends TCA Title 49, Chapter 6, Part 21 and Title 55, Chapter 8. by *Brooks K, *Howell. (SB462 by *Bell)

Rep. Howell moved that House Bill No. 392 be reset for the Regular Calendar on May 8, 2017, which motion prevailed.

*House Bill No. 136 -- Comptroller, State - As introduced, requires a local government receiving annual audit findings to submit its annual budget and a corrective action plan to the comptroller; grants the comptroller discretion to approve the local government budget; authorizes sales tax revenue to be withheld from a noncomplying local government; grants the comptroller discretion to waive certain requirements. - Amends TCA Title 9, Chapter 3, Part 4. by *White M. (SB315 by *Gresham, *Roberts)

On motion, House Bill No. 136 was made to conform with **Senate Bill No. 315**; the Senate Bill was substituted for the House Bill.

Rep. M. White moved that Senate Bill No. 315 be passed on third and final consideration.

Rep. Wirgau moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. M. White moved that **Senate Bill No. 315** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

*House Bill No. 26 -- Motor Vehicles, Titling and Registration - As introduced, requires all license plates to bear the language "In God We Trust" upon the existing inventory of the registration plates in that particular plate category being utilized by the department of revenue. - Amends TCA Title 55, Chapter 4. by *Sanderson, *Matlock, *Sexton J, *Lollar, *Gant, *Halford, *Hazlewood, *Moody, *Weaver, *Rogers, *Holsclaw, *VanHuss, *Brooks K. (SB1355 by *Bailey, *Crowe, *Bowling, *Hensley)

On motion, House Bill No. 26 was made to conform with **Senate Bill No. 1355**; the Senate Bill was substituted for the House Bill.

Rep. Sanderson moved that Senate Bill No. 1355 be passed on third and final consideration.

Rep. Doss moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sanderson moved that **Senate Bill No. 1355** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 85

A motion to reconsider was tabled.

House Bill No. 1290 -- Utilities, Utility Districts - As introduced, makes various changes to the Municipal Energy Authority Act, including expanding the application of the chapter beyond just municipalities that have adopted home rule and authorizing authorities created pursuant to resolution by such municipalities to provide gas, water, and wastewater services. - Amends TCA Title 7. by *Sanderson. (*SB1087 by *Stevens)

On motion, House Bill No. 1290 was made to conform with **Senate Bill No. 1087**; the Senate Bill was substituted for the House Bill.

Rep. Sanderson moved that Senate Bill No. 1087 be passed on third and final consideration.

Rep. Marsh moved that Business and Utilities Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Marsh moved adoption of Business and Utilities Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 1087 by adding the following as a new section immediately preceding Section 11 and renumbering the subsequent sections accordingly:

SECTION ____. Tennessee Code Annotated, Section 7-36-107, is amended by designating the existing language as subsection (a) and by adding the following as a new subsection (b):

(b) The authority's water and wastewater systems shall have all the powers, authority, duties, obligations, requirements, and oversight that are conferred and imposed upon municipalities and a municipality's water and wastewater system in title 68, chapter 221. All actions authorized and required by title 68, chapter 221 to be taken by the board or supervisory body having responsibility for a municipality's water or wastewater system shall be authorized to be taken by the board of directors of the authority, and all powers, authority, duties, obligations, requirements, and oversight granted to and required of a municipality's water and wastewater system under title 68, chapter 221 shall be exercised by the water and wastewater divisions of the authority.

On motion, Business and Utilities Committee Amendment No. 2 was adopted.

Rep. Sanderson moved that **Senate Bill No. 1087**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	C

Representatives voting aye were: Akbari, Alexander, Brooks H., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 87

A motion to reconsider was tabled.

House Bill No. 1291 -- Alcoholic Beverage Commission - As introduced, removes jurisdiction over enforcement of criminal offenses involving marijuana from the commission. - Amends TCA Title 57, Chapter 1, Part 2. by *Sanderson. (*SB557 by *Ketron)

Rep. Sanderson moved that House Bill No. 1291 be passed on third and final consideration.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1291 by deleting the language in Section 2 of the bill and substituting instead the following:

This act shall take effect January 1, 2018, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Sanderson moved that **House Bill No. 1291**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes	3

Representatives voting aye were: Akbari, Alexander, Brooks H., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 85

Representatives voting no were: Hill M., Matheny, Van Huss -- 3

A motion to reconsider was tabled.

House Bill No. 1196 -- Education - As introduced, creates liability protections for educational entities and employees. - Amends TCA Title 8; Title 16; Title 28; Title 29; Title 37; Title 38; Title 39; Title 40 and Title 49. by *Rudd, *Reedy, *Daniel, *Butt, *Crawford, *Littleton. (*SB729 by *Gresham, *Ketron, *Gardenhire, *Massey)

On motion, House Bill No. 1196 was made to conform with **Senate Bill No. 729**; the Senate Bill was substituted for the House Bill.

Rep. Rudd moved that Senate Bill No. 729 be passed on third and final consideration.

Rep. Farmer moved that Civil Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rudd moved that **Senate Bill No. 729** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	78
Noes	7

Representatives voting aye were: Alexander, Brooks H., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Forgety, Gant, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Swann, Terry, Thompson, Tillis, Travis, Van Huss, Weaver, White D., White M., Whitson, Wirgau, Zachary, Madam Speaker Harwell -- 78

Representatives voting no were: Clemmons, Hardaway, Mitchell, Powell, Stewart, Towns, Turner -- 7

A motion to reconsider was tabled.

House Bill No. 457 -- Teachers, Principals and School Personnel - As introduced, increases the money teachers receive for classroom instruction materials from \$200 to \$400. - Amends TCA Title 49, Chapter 3. by *Littleton, *Cooper, *Turner, *Eldridge, *Ramsey. (*SB401 by *Gresham, *Kelsey, *Crowe, *Niceley, *Roberts, *Tate, *Yager)

On motion, House Bill No. 457 was made to conform with **Senate Bill No. 401**; the Senate Bill was substituted for the House Bill.

Rep. Littleton moved that Senate Bill No. 401 be passed on third and final consideration.

Rep. H. Brooks moved that Education Administration & Planning Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Littleton moved that **Senate Bill No. 401** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Wirgau, Zachary, Madam Speaker Harwell -- 88

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 401** and have this statement entered in the Journal: Rep. Whitson.

REGULAR CALENDAR, CONTINUED

*House Bill No. 1223 -- Industrial Development - As introduced, authorizes an industrial development corporation to enter into a payment in lieu of ad valorem tax agreement or lease for a period of more than five years under certain conditions. - Amends TCA Title 7, Chapter 53, Part 3. by *Hicks. (SB1362 by *Bailey)

On motion, House Bill No. 1223 was made to conform with **Senate Bill No. 1362**; the Senate Bill was substituted for the House Bill.

Rep. Hicks moved that Senate Bill No. 1362 be passed on third and final consideration.

Rep. Wirgau moved that Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hicks moved that **Senate Bill No. 1362** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes90)
Noes()

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

*House Bill No. 304 -- Securities - As introduced, makes various changes to the regulation of securities under the Tennessee Securities Act of 1980, such as granting the commissioner of commerce and insurance authority to restrict certain exemptions, increasing penalties for violations wherein senior citizens and adults with certain mental or physical dysfunctions are victims, and altering filing and renewal requirements. - Amends TCA Title 48, Chapter 1, Part 1. by *Hawk, *Casada, *Curcio, *Matheny. (SB1192 by *Norris, *Gardenhire, *Crowe, *Bowling, *Niceley, *Roberts, *Stevens)

On motion, House Bill No. 304 was made to conform with **Senate Bill No. 1192**; the Senate Bill was substituted for the House Bill.

Rep. Curcio moved that Senate Bill No. 1192 be passed on third and final consideration.

Rep. Travis moved that Insurance and Banking Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Curcio moved that **Senate Bill No. 1192** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Sparks

REGULAR CALENDAR, CONTINUED

*House Bill No. 947 -- Public Records - As introduced, exempts certain records of counties and municipalities from open records law. - Amends TCA Title 5, Chapter 1, Part 1; Title 6, Chapter 54; Title 10, Chapter 7 and Title 12. by *Whitson. (SB1179 by *Hensley)

On motion, House Bill No. 947 was made to conform with **Senate Bill No. 1179**; the Senate Bill was substituted for the House Bill.

Rep. Whitson moved that Senate Bill No. 1179 be passed on third and final consideration.

Rep. Ramsey moved adoption of State Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 1179 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by adding the following as a new section:

- (a) Except as otherwise provided in this section, any contract or agreement, together with all supporting records and documentation, that obligates public funds as part of a county's economic and community development program to assist new and existing businesses and industries in locating or expanding in the county is a public record subject to title 10, chapter 7, part 5, and open for public inspection as of the date such contract or agreement is made available to members of the governing body. A governing body shall publicly disclose the proposed contract or agreement in a manner that would adequately notify and fairly inform the public of the proposed contract or agreement before voting on the proposal.
- (b) This section does not apply to trade secrets received or maintained by a county. All such trade secrets are confidential.
- (c) This section does not apply to company documents or records containing marketing information or capital plans that are provided to a county with the understanding that they are confidential. Any such document or record is confidential until such time as the provider thereof no longer requires its confidentiality.

(d) As used in this section:

- (1) "Capital plans" means plans, feasibility studies, and similar research and information that will contribute to the identification of future business sites and capital investments;
- (2) "Marketing information" means marketing studies, marketing analyses, and similar research and information designed to identify potential customers and business relationships; and
- (3) "Trade secrets" means manufacturing processes, materials used in manufacturing processes, and costs associated with the manufacturing process of a person or company submitting information to a county relating to an opportunity to contract with the county.
- SECTION 2. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:
 - (a) Except as otherwise provided in this section, any contract or agreement, together with all supporting records and documentation, that obligates public funds as part of a municipality's economic and community development program to assist new and existing businesses and industries in locating or expanding in the municipality is a public record subject to title 10, chapter 7, part 5, and open for public inspection as of the date such contract or agreement is made available to members of the governing body. A governing body shall publicly disclose the proposed contract or agreement in a manner that would adequately notify and fairly inform the public of the proposed contract or agreement before voting on the proposal.

- (b) This section does not apply to trade secrets received or maintained by a municipality. All such trade secrets are confidential.
- (c) This section does not apply to company documents or records containing marketing information or capital plans that are provided to a municipality with the understanding that they are confidential. Any such document or record is confidential until such time as the provider thereof no longer requires its confidentiality.

(d) As used in this section:

- (1) "Capital plans" means plans, feasibility studies, and similar research and information that will contribute to the identification of future business sites and capital investments;
- (2) "Marketing information" means marketing studies, marketing analyses, and similar research and information designed to identify potential customers and business relationships; and
- (3) "Trade secrets" means manufacturing processes, materials used in manufacturing processes, and costs associated with the manufacturing process of a person or company submitting information to a municipality relating to an opportunity to contract with the municipality.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Government Committee Amendment No. 1 was adopted.

Rep. Byrd moved the previous question, which motion prevailed.

Rep. Whitson moved that **Senate Bill No. 1179**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Forgety, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Wirgau, Zachary, Madam Speaker Harwell --90

A motion to reconsider was tabled.

House Bill No. 948 -- Medical Occupations - As introduced, enacts the "Kenneth and Madge Tullis, MD, Suicide Prevention Training Act." - Amends TCA Title 33; Title 63 and Title 68. by *Whitson, *Powell, *Sargent, *Casada, *DeBerry, *Littleton, *Gilmore, *Camper, *Akbari, *Staples, *Hawk, *Mitchell, *Hardaway, *Kane, *Matheny, *Jernigan, *Kumar, *Clemmons, *Ragan, *Butt, *Ramsey, *Jones, *Favors, *Holsclaw, *Eldridge, *Sherrell. (*SB489 by *Briggs, *Massey, *Yarbro)

On motion, House Bill No. 948 was made to conform with **Senate Bill No. 489**; the Senate Bill was substituted for the House Bill.

Rep. Whitson moved that Senate Bill No. 489 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Whitson moved that **Senate Bill No. 489** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 489** and have this statement entered in the Journal: Rep. Terry.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Forgety; personal

REGULAR CALENDAR, CONTINUED

House Bill No. 332 -- Motor Vehicles - As introduced, prohibits colored, steady-burning lights to the front of a vehicle other than white or amber; prohibits colored, flashing lights to the front of a vehicle; exempts law enforcement, emergency, emergency equipment company, and security vehicles, school buses, mail carriers, and other vehicles authorized to display steady-burning or flashing lights in certain colors. - Amends TCA Title 55, Chapter 8 and Title 55, Chapter 9, Part 4. by *Swann, *Lamberth. (*SB194 by *Overbey, *Haile)

On motion, House Bill No. 332 was made to conform with **Senate Bill No. 194**; the Senate Bill was substituted for the House Bill.

Rep. Swann moved that Senate Bill No. 194 be passed on third and final consideration.

Rep. Doss moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 194 by adding the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION ____. Tennessee Code Annotated, Section 55-9-402(e)(1), is amended by adding the following as a new subdivision:

(C) Notwithstanding any law to the contrary, an implement of husbandry, as defined in § 55-1-108, and a vehicle used to escort an implement of husbandry is authorized to display a white, amber, or white and amber light system on any location on the implement of husbandry or escort vehicle while the implement or vehicle is on a public road, whether in motion or stationary.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Swann moved that **Senate Bill No. 194**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	0

Representatives voting aye were: Alexander, Brooks H., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 87

A motion to reconsider was tabled.

*House Bill No. 438 -- Energy - As introduced, creates the Tennessee energy policy council to make recommendations to the governor and general assembly on how to manage energy resources in this state. - Amends TCA Title 4, Chapter 29; Title 59; Title 60; Title 65 and Title 68. by *Ragan, *Powers. (SB1250 by *Norris)

Rep. Ragan moved that House Bill No. 438 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2. as follows:

Amendment No. 2

AMEND House Bill No. 438 by deleting all language after the caption and substituting instead the following:

WHEREAS, energy is essential to the health, safety, and welfare of the people of this State and to the workings of the State economy; and

WHEREAS, it is in the State's best interest to support the development of a reliable and adequate supply of energy for Tennessee that is secure, stable, and predictable in order to facilitate economic growth, job creation, and expansion of business and industry opportunities; and

WHEREAS, it is also in the State's best interest to support the exploration, development, and production of domestic energy supplies, preferably from the resources within the State or region and most certainly from within the country; and

WHEREAS, state government has a duty to protect and preserve the State's natural resources, cultural heritage, and quality of life and, above all, the public health and safety of its residents during the exploration, development, and production of domestic energy resources; and

WHEREAS, it is critical that this State provide the basis for development of a long-range unified energy policy to encompass comprehensive energy resource planning and efficient management of existing energy resources in relation to economic growth, to effectively meet an energy crisis, to encourage development of alternative sources of energy that are capable of achieving a positive benefit-to-cost ratio, and to ensure efficient utilization of energy resources in a manner consistent with assuring a reliable and adequate supply of energy for Tennessee, including active support and collaboration with the federal government to ensure access to the nation's energy resources; and

WHEREAS, the development of a unified domestic energy policy for the State of Tennessee as part of a nationwide effort for increased domestic energy production is paramount to our national security and economic growth and stability; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

- SECTION 1. Tennessee Code Annotated, Section 4-29-240(a), is amended by inserting the following as a new, appropriately designated subdivision:
 - () State energy policy council, created by § 68-204-101;
- SECTION 2. Tennessee Code Annotated, Title 68, is amended by adding the following language as a new chapter:
- **68-204-101.** There is created the state energy policy council, to be administratively attached to the office of the comptroller of the treasury.
- **68-204-102.** For the purposes of this chapter, "council" means the state energy policy council.

68-204-103.

- (a) The council is created to advise and make recommendations to the governor and to the general assembly on how to:
 - (1) Identify all state energy resources to ensure a secure, stable, and more predictable energy supply;
 - (2) Manage the use of energy resources; and
 - (3) Increase domestic energy exploration, development, and production within the state and region, with the goal of promoting economic growth and job creation while ensuring the protection and preservation of the state's natural resources, cultural heritage, and quality of life.
- (b) The council shall have the following general duties and responsibilities:
 - (1) Compile an annual report assessing the energy sector in this state, including the opportunities and the constraints presented by various uses of energy, to facilitate the expansion of the domestic energy supply, and to encourage the efficient use of all such energy forms in a manner consistent with state energy policy;
 - (2) Develop an ongoing comprehensive state energy policy plan to achieve maximum effective management and use of present and future sources of energy. The policy plan may include energy efficiency, renewable and alternative sources of energy, research and development into alternative energy technologies, and improvements to the state's energy infrastructure and energy economy, including smart grid and domestic energy resources, including, but not limited to, natural gas, coal, hydroelectric power, solar, wind, nuclear, and biomass;
 - (3) Create an annual energy policy plan that recommends:

- (A) Necessary energy legislation to the governor and to the general assembly;
- (B) The promulgation of necessary rules to regulatory boards charged with administering this title; and
- (C) The implementation and modification of energy policy, plans, and programs as the council considers necessary and desirable:
- (4) Continually review and coordinate all state government research, education, and management programs relating to energy matters:
- (5) Educate and inform the general public regarding any energy matters; and
- (6) Actively engage in discussions with federal government agencies and leaders to identify opportunities to increase domestic energy supply within this state.
- (c) The council shall serve as the central energy policy planning body of the state and shall communicate and cooperate with federal, state, regional, and local bodies and agencies for the purpose of affecting a coordinated energy policy.

68-204-104.

- (a) The council shall be comprised of thirteen (13) members as follows:
- (1) The governor or the governor's designee shall serve as an ex officio, voting member of the council;
 - (2) The governor shall appoint:
 - (A) One (1) representative of energy resource extraction or energy production industries, excluding the Tennessee Valley authority, who may be appointed from lists of qualified persons submitted by interested energy resource extraction or energy production industries including, but not limited to, the biofuel, oil and gas, wind, coal, solar energy, geothermal energy, hydropower, and nuclear energy industries. The governor shall consult with the industries listed in this subdivision (a)(2)(A) to determine qualified persons to fill the position on the council;
 - (B) One (1) representative of a commercial, industrial, or agricultural energy consumer; and

- (C) One (1) representative of an institution of higher education in this state:
- (3) The speaker of the house of representatives shall appoint:
- (A) One (1) representative of the energy research and development industry, who may be selected from lists of qualified persons submitted by interested research and development industries, including, but not limited to, the Oak Ridge National Laboratory. The speaker shall consult with the industries described in this subdivision (a)(3)(A) to determine qualified persons to fill the position on the council;
- (B) One (1) representative of the Tennessee Valley authority;
 - (C) One (1) representative of a local distribution utility; and
- (D) One (1) representative of a transportation-related industry; including, but not limited to, wholesalers, transportation equipment manufacturers, shipping companies, and local transit authorities:
- (4) The speaker of the senate shall appoint:
 - (A) One (1) residential energy user;
- (B) One (1) representative of environmental groups, including, but not limited to, the Southern Alliance for Clean Energy; and
- (C) One (1) representative who is knowledgeable of and has expertise in energy efficiency and energy conservation as it relates to the built environment, who may be selected from lists of qualified persons submitted by interested parties from the engineering and architectural professions in this state. The speaker shall consult with the professions described in this subdivision (a)(4)(C) to determine qualified persons to fill the position on the council;
- (5) The state treasurer or the treasurer's designee shall serve as an ex officio, nonvoting member of the council; and
- (6) One (1) nonvoting student member with expertise in energy issues and energy policy, who, during the person's tenure as a member of the council, is enrolled as a graduate student in an institution of higher education in this state. The student member shall be appointed by the council from nominations submitted by university faculty members at such institutions.

(b) In addition to any other requirements for membership on the council, all persons appointed or otherwise named to serve as members of the council shall be bona fide residents of this state, and shall continue to reside in this state during their tenure on the council.

(c)

- (1) All appointments to the council shall be made by July 1, 2017.
- (2) In order to stagger the terms of the newly appointed council members, initial appointments shall be made as follows:
 - (A) The members listed in subdivision (a)(2) shall serve initial terms of one (1) year, which shall expire on June 30, 2018;
 - (B) The members listed in subdivision (a)(3) shall serve initial terms of two (2) years, which shall expire on June 30, 2019; and
 - (C) The members listed in subdivision (a)(4) shall serve initial terms of three (3) years, which shall expire on June 30, 2020.
- (3) The student member appointed pursuant to subdivision (a)(6) shall serve a term of two (2) years, but shall not serve more than two (2) consecutive terms as a member of the council.

(d)

- (1) Following the expiration of members' initial terms as prescribed in subdivision (c)(2), all three-year terms shall begin on July 1 and terminate on June 30, three (3) years thereafter.
- (2) All members shall serve until the expiration of the term to which they were appointed and until their successors are appointed and qualified.
- (3) In case of a vacancy in the membership on the council prior to the expiration of a member's term, a successor shall be appointed within thirty (30) days of the vacancy for the remainder of the unexpired term by the appropriate appointing authority and in the same manner as the original appointment.
- (e) The appointing authorities may remove any member of the council for misconduct, incompetency, willful neglect of duty, or other just cause.
- (f) Prior to beginning their duties, each member of the council shall take and subscribe to the oath of office provided for state officers.

(g) In making appointments to the council, the appointing authorities shall strive to ensure that the council is composed of persons who are diverse in professional or educational background, ethnicity, race, sex, geographic residency, heritage, perspective, and experience.

68-204-105.

- (a) The chair of the council shall be appointed by the governor from among the council's membership and shall call the first meeting of the council. The chair shall serve in that capacity for one (1) year and shall be eligible for reappointment. The chair shall preside at all meetings and shall have all the powers and privileges of the other members.
- (b) Each member, upon expiration of the member's term, shall continue to hold office until a successor is appointed.
- (c) A majority of those members serving on the council shall constitute a quorum.
- (d) Members appointed pursuant to § 68-204-104(a)(2)-(4) shall be eligible for reappointment to the council following the expiration of their terms, but shall serve no more than two (2) consecutive three-year terms.
- (e) Members shall receive no compensation for their service on the council, but shall be reimbursed for travel and other necessary expenses incurred in the performance of official duties in accordance with the state comprehensive travel regulations as promulgated by the commissioner of finance and administration and approved by the attorney general and reporter.
- (f) The council shall adopt and implement a conflict of interest policy for its members. The policy shall mandate annual written disclosures of financial interests, other possible conflicts of interest, and an acknowledgement by council members that they have read and understand all aspects of the policy. The policy shall also require persons who are to be appointed to the council to acknowledge, as a condition of appointment, that they are not in conflict with the conditions of the policy.

68-204-106.

- (a) To facilitate the work of the council and for administrative purposes, the chair of the council, with the consent and approval of the members, shall organize the work of the council to carry out the requirements of this chapter and to ensure the efficient operation of the council.
 - (b) The council shall:
 - (1) Adopt its own rules of procedure;

- (2) Meet quarterly, with members to be physically present at a minimum of two (2) quarterly meetings each calendar year. Members may also participate by teleconference call, provided that all other requirements of this subdivision (b)(2) are met. Emergency meetings may be called by the chair or upon petition by a majority of the council, with written notice being given to all members; and
- (3) Make nonsubstantive policy relating to the administrative operation of the council.

68-204-107.

- (a) The council may request information from any state officer, office, department, commission, board, bureau, institution, or other agency of the state and its political subdivisions that is deemed necessary to carry out the requirements of this chapter. All officers and agencies shall cooperate with the council and, to the extent permitted by law, furnish any information to the council that it may request.
- (b) To assure the adequate development of relevant energy information, the council may request energy producers and major energy consumers, as determined by the council, to file any reports and forecasts; however, the council may request only specific energy-related information that it deems necessary to carry out its duties.
- (c) The council is authorized to apply for and utilize grants, contributions, appropriations, and any other sources of revenue which shall be deposited in the energy policy development resources fund created under § 68-204-109, in order to carry out its duties; however, all applications and requests for grants and other revenues shall be made through and administered by the office of the comptroller of the treasury.
- (d) The council may request the office of the comptroller of the treasury to allocate and dispense any funds made available to the council for energy research and related work efforts in such a manner as the council determines; provided, that the funds shall be used in furtherance of the purposes of this chapter.
- (e) The council shall be attached to the office of the comptroller of the treasury for administrative matters relating to budgeting, audit, and other related items only. The autonomy and authority of the council are not affected by such attachment, and the office of the comptroller of the treasury shall have no administrative or supervisory control over the council.
- (f) All administrative costs of the council, including, but not limited to, the cost of the annual reports required pursuant to § 68-204-108, shall be payable out of any funds allocated to and received by the council.

68-204-108.

- (a) The council shall compile, compose, and publish, and transmit to the governor, the speaker of the senate, and the speaker of the house of representatives, two (2) annual comprehensive reports as follows:
 - (1) An annual assessment of the state's energy sector as prescribed in § 68-204-103(b)(1), to be facilitated by the Howard H. Baker Jr. Center for Public Policy at the University of Tennessee; and
 - (2) A report to create a comprehensive state energy policy plan as prescribed in § 68-204-103(b)(2).
- (b) The annual assessment of the state's energy sector, as prescribed in subdivision (a)(1), shall include, but not be limited to, the following:
 - (1) The statewide projected growth and development as it relates to future requirements for energy, including patterns of urban and metropolitan expansion, shifts in transportation modes, modifications in building types and design, and other trends and factors which, as determined by the council, will significantly affect energy needs; and
 - (2) An assessment of growth trends in energy consumption and production, and an identification of potential adverse social, economic, or environmental impacts which may be imposed by a continuation of the present trends, including a rise in energy costs to consumers, significant increases in air, water, and other forms of pollution, threats to public health and safety, and a loss of scenic and natural areas.
- (c) The comprehensive state energy policy plan, as prescribed in subdivision (a)(2) shall include, but not be limited to, the following:
 - (1) Recommendations to the governor and the general assembly for additional administrative and legislative actions on energy matters in the context of the current energy sector in this state; and
 - (2) A summary of the council's activities since the last filing of the energy policy plan, a description of major plans developed by the council, an assessment of plan implementation, and a review of council plans and programs for the coming biennium.

68-204-109.

- (a) There is created a special account in the state treasury to be administered by the office of the comptroller of the treasury and to be known as the energy policy development resources fund, referred to in this section as the "energy resources fund."
- (b) The comptroller may disburse moneys in the energy resources fund to the council for the following purposes:

- (1) Developing the comprehensive state energy policy plan, as prescribed in § 68-204-103;
 - (2) In furtherance of the purposes of this chapter; and
 - (3) To offset the cost of administering this chapter.
- (c) A grant from the energy resources fund shall be disbursed in an annual amount of fifty thousand dollars (\$50,000). It is the legislative intent that the annual amount be appropriated each fiscal year in the general appropriations act for awarding a grant.

68-204-110.

- (a) Nothing in this chapter amends or repeals in any manner the Energy Efficient Schools Initiative (EESI) of 2008, compiled in title 49, chapter 17, or other provisions of law relating to the energy efficient schools council and its powers, duties, and functions.
- (b) Nothing in this chapter applies to the powers, duties, and functions undertaken pursuant to the authority of the Energy Efficient Schools Initiative (EESI) of 2008, compiled in title 49, chapter 17.

SECTION 3. For the purpose of appointing members of the council, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Ragan moved that **House Bill No. 438**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	86
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 86

A motion to reconsider was tabled.

House Bill No. 381 -- Motor Vehicles - As introduced, authorizes the operation of autonomous vehicles on the public roads of this state. - Amends TCA Title 5; Title 6; Title 7; Title 39; Title 40; Title 54; Title 55; Title 56; Title 65 and Title 67. by *Lamberth, *Hill T, *Marsh, *Swann, *Brooks K. (*SB151 by *Lundberg, *Green)

Rep. Lamberth requested that House Bill No. 381 be moved down ten spaces on today's Calendar, which motion prevailed.

House Bill No. 142 -- Hospitals and Health Care Facilities - As introduced, requires the bureau of TennCare to provide prior notice to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate before making pro rata reductions in payments from the nursing home assessment trust fund. - Amends TCA Title 68 and Title 71. by *Johnson. (*SB185 by *Overbey, *Massey, *Yager)

On motion, House Bill No. 142 was made to conform with **Senate Bill No. 185**; the Senate Bill was substituted for the House Bill.

Rep. Johnson moved that Senate Bill No. 185 be passed on third and final consideration.

Rep. C. Sexton moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1, as House Amendment No. 2, be withdrawn, which motion prevailed.

Rep. Johnson moved that **Senate Bill No. 185** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	C

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Keisling, Kumar, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 87

A motion to reconsider was tabled.

House Bill No. 387 -- Medical Occupations - As introduced, revises definitions related to practice of chiropractic; changes requirements related to composition, powers, and duties of the board of chiropractic examiners. - Amends TCA Title 63, Chapter 4. by *Williams, *Matheny. (*SB313 by *Jackson)

- Rep. Williams moved that House Bill No. 387 be passed on third and final consideration.
- Rep. C. Sexton moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 387 by deleting the language "and" at the end of subdivision (a)(1)(A), and deleting subdivision (a)(1)(B) of the amendatory language of Section 1 and substituting instead the following:

(B) "Diagnosis" means:

- (i) The differential diagnosis of human ailments through examination and evaluation of patients and through diagnostic procedures necessary to clinically correlate a physical examination to a diagnostic impression;
- (ii) The ordering of X-rays, advanced diagnostic imaging, and other diagnostic procedures;
- (iii) The performance of X-rays and other non-invasive diagnostic procedures, as well as minimally invasive procedures for which the chiropractic physician has received training by an institution accredited by the Council on Chiropractic Education or its successor and which have been approved by the board of chiropractic examiners after consultation with the board of medical examiners; and
- (iv) The collection of blood, urine, saliva, and hair for analysis; provided, however, venipuncture shall only be done by a phlebotomist or other person who is properly trained to draw blood;
- (C) "Practice of chiropractic" means the diagnosis and treatment of patients, as defined in subdivisions (a)(1)(B) and (a)(1)(D); and

(D) "Treatment" means:

- (i) The treatment of neuromuscular, musculoskeletal, and related conditions through the use of chiropractic adjustment and manipulation; physical agent modalities; physical therapeutics; manual, rehabilitative, and other therapeutic care; and mechanical, chemical, electrical, and thermal methods:
- (ii) The use of acupuncture by a chiropractic physician who has completed two hundred fifty (250) hours of an accredited acupuncture course and has passed the National Board of Chiropractic Examiners Acupuncture Exam;

- (iii) The location and removal of interference with nerve transmission and nerve function;
- (iv) The making of appropriate referrals to other healthcare professionals for conditions that are outside the scope of practice of a chiropractic physician;
- (v) The ordering of durable medical equipment for patients who need such equipment to assist in the restoration of their health under the plan of care for treatment of their neuromuscular, musculoskeletal, and related conditions; and
- (vi) The provision of supportive care with due regard for nutrition, hygiene, sanitation, and rehabilitation designed to assist in the restoration and maintenance of a patient's health.

AND FURTHER AMEND by deleting Section 7 and substituting instead the following:

- SECTION 7. Tennessee Code Annotated, Section 63-4-123(a)(1), is amended by deleting the subdivision in its entirety and substituting the following:
 - (1) The board shall adopt rules that establish minimum educational standards and criteria for chiropractic therapy assistants performing physical agent modalities, physical treatment, and clinical services that are within the scope of practice of a chiropractic physician and, under the supervision of a chiropractic physician, either in the office of the chiropractic physician or in the presence of the chiropractic physician at another location.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 387 by deleting the language "physical therapeutics;" from subdivision (a)(1)(D)(i) of the amendatory language of Section 1, as amended.

On motion, Health Committee Amendment No. 2 was adopted.

Rep. Williams moved that **House Bill No. 387**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford,

Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 87

A motion to reconsider was tabled.

*House Bill No. 868 -- Criminal Offenses - As introduced, creates the Class C misdemeanor of driving a motor vehicle and talking on a hand-held mobile telephone; creates the juvenile act of persons under 18 driving a motor vehicle and using a hands-free device to talk on a mobile telephone or transmit or read written messages; provides affirmative defense for emergencies, and exception for persons 18 and older using hands-free device. - Amends TCA Title 55, Chapter 8. by *Holsclaw. (SB954 by *Tracy, *Jackson)

On motion, House Bill No. 868 was made to conform with **Senate Bill No. 954**; the Senate Bill was substituted for the House Bill.

Rep. Holsclaw moved that Senate Bill No. 954 be passed on third and final consideration.

Rep. Doss moved that Transportation Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Holsclaw moved that **Senate Bill No. 954** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	68
Noes	
Present and not voting	

Representatives voting aye were: Alexander, Brooks H., Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Fitzhugh, Gant, Gilmore, Goins, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Holsclaw, Howell, Jernigan, Johnson, Jones, Kumar, Lamberth, Littleton, Lynn, Matlock, McCormick, Miller, Mitchell, Parkinson, Powell, Powers, Ragan, Ramsey, Rogers, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 68

Representatives voting no were: Hill T., Holt, Hulsey, Keisling, Matheny, Pitts, Pody, Reedy, Rudd, Terry, Zachary -- 11

Representatives present and not voting were: Camper -- 1

A motion to reconsider was tabled.

House Bill No. 1209 -- Controlled Substances - As introduced, expands the immunity from arrest, charge, or prosecution to persons seeking medical assistance for drug overdoses to apply to any overdose instead of only a person's first drug overdose. - Amends TCA Title 63, Chapter 1, Part 1. by *Fitzhugh, *Miller. (*SB669 by *Harris, *Dickerson, *Yarbro)

Rep. Fitzhugh moved that House Bill No. 1209 be passed on third and final consideration.

Rep. Lamberth moved that Criminal Justice Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. C. Sexton moved adoption of Health Committee Amendment No. 1, as House Amendment No. 2, as follows:

Amendment No. 2

AMEND House Bill No. 1209 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 63-1-152, is amended by adding the following language as a new subsection:

Any person treated for a drug-related overdose with an opioid antagonist by a first responder shall be taken to a medical facility by emergency medical services for evaluation.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.

On motion, Health Committee Amendment No. 1, as House Amendment No. 2, was adopted.

Rep. Fitzhugh moved that House Bill No. 1209 be reset for the Regular Calendar on May 8, 2017, which motion prevailed.

*House Bill No. 137 -- Drugs, Prescription - As introduced, establishes a prescription drug donation repository program. - Amends TCA Title 56; Title 63 and Title 68. by *Sexton C, *Terry. (SB429 by *Kelsey, *Haile, *Harris)

On motion, House Bill No. 137 was made to conform with **Senate Bill No. 429**; the Senate Bill was substituted for the House Bill.

Rep. C. Sexton moved that Senate Bill No. 429 be passed on third and final consideration.

Rep. Terry moved that Health Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. C. Sexton moved that **Senate Bill No. 429** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Akbari, Alexander, Brooks H., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Shaw, Sherrell, Smith, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

RECESS MOTION

Rep. Williams moved that the House stand in recess until 11:30 a.m., which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED

On motion of Rep. Casada the roll call was dispensed with.

SPECIAL ORDER

Without objection, Rep. Casada moved the House take up the House Appropriation Calendar, out of order at this time as follows:

APPROPRIATIONS CALENDAR

*House Bill No. 511 -- Appropriations - As introduced, makes appropriations for the fiscal years beginning July 1, 2016, and July 1, 2017. by *Sargent, *Casada, *McCormick, *Hawk. (SB483 by *Norris, *Watson)

Rep. Sargent moved that House Bill No. 511 be passed on third and final consideration.

Rep. Sargent requested that Finance, Ways & Means Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 511 ADMINISTRATION AMENDMENT

by adding the following Sections between Sections 56 and 57 and renumbering the subsequent Sections accordingly:

ADDITIONAL 2017-2018 APPROPRIATIONS

SECTION 57. Other Additions to Budget. In addition to the amounts appropriated in Sections 1 and 4 of this act, the following amounts are appropriated, and the Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and position authorizations accordingly. Full-time (FT) and part-time (PT) position authorizations are estimated in the text of the following line items.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

		Recurring	Non-Recurring
1.	Court System – Reconcile CPI Salary Increase for Judges	\$ 11,900	\$ 0
2.	Attorney General and Reporter – Reconcile CPI Salary Increase for Attorney General	100	0
3.	District Public Defenders Conference – Reconcile CPI Increase for Shelby and		
4.	Davidson County Public Defenders Governor's Office – Reconcile CPI Salary	2,200	0
	Increase for Governor	100	0
5.	Comptroller of the Treasury – Certified County Financial Officers – Reallocated Funds from UT-CTAS	0	1,575,600
6.	UT-County Technical Assistance Service – Certified County Financial Officers –	· ·	1,010,000
7	Reallocated Funds to Comptroller	0	(1,575,600)
7.	TennCare – Medicaid Management Information System – Contract Costs	0	11,060,200
8.	TennCare – 4.8% Provider Rate Increase – Intellectual and Developmental Disabilities	•	.,,,,,,,,,
	Providers	8,000,000	0
9.	Tourism – Tennessee Music Pathway – Operational Funding	0	600,000

10.	Environment – Pikeville Area Water Shortage – Planning Funds for Long-Term		
11.	Solution Economic and Community Development –	0	500,000
12.	Film and TV Incentive Fund – Grants Economic and Community Development –	0	11,000,000
12.	Launch TN – Increase	1,000,000	1,500,000
13.	Economic and Community Development – London Direct Flights – Grant	0	1,000,000
	Education – Dual Credit Program	0	660,000
15.	Education – Priority Schools Improvement Grants	0	10,000,000
16.	Education – State Board of Education – State Report Card (1 FT)	100,000	0
17.	Tennessee Higher Education Commission – College Completion Initiatives for	100,000	0
	Minority Students (1 FT)	105,000	0
18.	Board of Regents and Locally Governed Institutions – Management Support		
10	Services	0	1,500,000
	Tennessee Technological University – Carnegie Classification	500,000	0
20.	Mental Health and Substance Abuse Services – Prevention, Education,		
0.4	Treatment and Recovery	2,000,000	0
21.	Health – Meharry Wellness Program – Grant	500,000	0
22.	Health – Families Free – Grant	0	100,000
23.	Revenue – Sales Tax Disaster Relief – Gatlinburg/Sevier County	0	3,350,000
24.	Tennessee Bureau of Investigation -	1 000 000	
25.	Operational Increase Miscellaneous Appropriations – Legislative	1,000,000	0
26.	Initiatives – Increase Miscellaneous Appropriations – TCRS –	1,000,000	0
	Increase	10,100,000	0
27.	Miscellaneous Appropriations – Risk Management – Increase	500,000	0
28.	Miscellaneous Appropriations – Aeronautic Economic Development Fund – Increase	0	15,000,000
29.	Miscellaneous Appropriations – TVA /		
30.	Ocoee River Agreement Miscellaneous Appropriations – African	0	11,800,000
	American Museum – Grants	0	500,000
31.	Miscellaneous Appropriations – NAACP 100 th Anniversary and MLK 50 th		
32.	Anniversary – Grants Miscellaneous Appropriations – Rhea	0	150,000
	County Courthouse Renovation – Grant	0	200,000
33.			
	Miscellaneous Appropriations – Oliver Springs Historical Society – Grant	0	100,000

34.	Miscellaneous Appropriations – Teach for		
	America – Grant	0	1,000,000
35.	Miscellaneous Appropriations – Johnson	_	
	City Veterans Memorial – Grant	0	50,000
36.	Miscellaneous Appropriations – Memphis	_	
	Research Consortium – Grant	0	2,500,000
37.	Children's Services – Mountain View YDC		
	Reorganization – Staff Reductions (-127		_
	FT)	(8,213,400)	0
38.	Children's Services – Mountain View YDC		_
	Reorganization – Prevention Services	3,000,000	0
39.	Children's Services – Mountain View YDC		
	Reorganization – Private Provider Network		_
	 Level Three Placements 	492,700	0
40.	Children's Services – Mountain View YDC		
	Reorganization – Private Provider Network		_
	- Hardware Secure	3,467,500	0
41.	TennCare for Children's Services -		_
	Mountain View YDC Reorganization	364,100	0
	Total	\$ 23,930,200	\$ 72,570,200

Item 2. Dedicated Source Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

		Reci	urring	Non-Re	curring
1.	Treasury – Investment Positions – Salaries and Benefits	\$	600,000	\$	0
	Total	\$	600,000	\$	0

SECTION 58. Legislation. In addition to the appropriations in Sections 1 and 4 of this act, the following amounts hereby are appropriated for the purpose of implementing the cited bills, and such additional or lesser amounts indicated in the final fiscal note on the bills as enacted are hereby appropriated. The Commissioner of Finance and Administration is authorized to allocate the appropriations to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly. Federal and other departmental revenue adjustments may be made in reconciliation to said fiscal notes and to available federal aid and other departmental revenue. Adjustments to the number of authorized positions indicated in the line items as full-time (FT), part-time (PT), and seasonal shall be reconciled to the fiscal notes. The negative amounts in line-items of this section are appropriation reductions, and the positive amounts are appropriation increases. The appropriation in each item of this section is subject to the bill cited in that item becoming a law, except as otherwise provided.

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

		Recurring		Non-Recurring	
1.	SB 1221 / HB 534 – Comptroller of the Treasury – Property Tax Relief	\$	5,000,000	\$ 0	
2.	SB 214 / HB 647 – TennCare – Hospital	Ψ	0,000,000	Ψ	
3.	Assessment – Fiscal Note Reconciliation SB 1206 / HB 317 – Mental Health and		0	(21,640,500)	
	Substance Abuse Services – Not Guilty by		18,300	0	
4.	Reason of Insanity SB 484 / HB 512 - Budget Implementation - General Law Changes - Sum Sufficient		16,300	U	
	Estimated @ \$0		0	0	
5.	SB 1210 / HB 322 – Safety – School Bus Safety – Fiscal Note Reconciliation (-2 FT)		(350,000)	0	
6.	SB 1210 / HB 322 - Education - School		(550,000)	Ū	
	Bus Safety – Fiscal Note Reconciliation (2 FT)		350,000	0	
7.	SB 584 / HB 63 -Education -		333,333	•	
	Individualized Education Accounts – Fiscal Note Reconciliation		8,700	0	
8.	SB 161 / HB 126 - Miscellaneous		3,733	v	
	Appropriations – Opportunity Scholarship Pilot Program – Fiscal Note Reconciliation		(169,600)	100,000	
9.	SB 1209 / HB 319 - Labor - Background				
10.	Checks – Fiscal Note Reconciliation SB 1209 / HB 319 – Human Services –		100	400	
	Background Checks - Fiscal Note				
11.	Reconciliation SB 1209 / HB 319 - Revenue -		(100)	39,800	
	Background Checks – Fiscal Note				
12.	Reconciliation SB 763 / HB 604 – Emergency Responder		1,200	0	
	Death Benefit – Fiscal Note Reconciliation		25,000	0	
13.	SB 398 / HB 628 – Medication Therapy Management – Fiscal Note Reconciliation		0	1,874,400	
14.	SB 1250 / HB 438 - Tennessee Energy				
	Policy Council – Fiscal Note Reconciliation		72,200	0	
	Total	\$	4,955,800	\$ (19,625,900)	

Item 2. Dedicated Source and Earmarked Appropriations. The following appropriations are from dedicated state revenue sources and departmental revenues.

		Recurring	Non-F	Recurring
1.	SB 1192 / HB 304 – Commerce and Insurance – Securities Industry – Fiscal			
	Note Reconciliation	\$ (22,200)	\$	0
2.	SB 1193 / HB 305 – Commerce and Insurance – Healthcare Providers Model	, , ,		
	Act – Off Notice (-2 FT)	(148,000)		0
3.	SB 1221 / HB 534 — Transportation — IMPROVE Act — Fiscal Note Reconciliation	(127,910,000)		0
4.	SB 1209 / HB 319 — Transportation — Background Checks — Fiscal Note	0		(000)
5.	Reconciliation SB 17 / HB 21 – DUI Memorial Signs –	0		(900)
	Highway Fund Earmark	0		200
	Total	\$ (128,080,200)	\$	(700)

SECTION 59. Cost Increase Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts for the purpose of deleting cost increase appropriations and positions that had been recommended in the 2017-2018 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

- Item 1. The appropriation in Section 1, Title III-9, Item 1.1, Administration, hereby is reduced in the amount of \$150,000 recurring for the P20 Data System.
- Item 2. The appropriation in Section 1, Title III-9, Item 2.1c, Basic Education Program, hereby is reduced in the amount of \$4,953,000 to reconcile TCRS funding in the BEP.
- Item 3. The appropriation in Section 1, Title III-9, Item 2.1c, Basic Education Program, hereby is reduced in the amount of \$20,000,000 recurring.
- Item 4. The appropriation in Section 1, Title III-22, Item 3.4, Other Post Employment Benefits Liability, hereby is reduced in the amount of \$19,300,000 non-recurring.
- Item 5. The appropriation in Section 1, Title III-22, Item 11.1, Administration Amendment, hereby is reduced in the amount of \$17,500,000, with \$7,500,000 being recurring and \$10,000,000 being non-recurring.
- Item 6. The appropriation in Section 1, Title III-23, Item 1, Administration, hereby is reduced in the amount of \$2,619,000 to reconcile the private provider rate increase.

SECTION 60. Additional Base Reductions. The appropriations in Section 1 of this act, except as otherwise provided herein, hereby are reduced in the following amounts in addition to the base reductions and positions that had been recommended in Volume 2 of the 2017-2018 Budget Document, and the Commissioner of Finance and Administration is authorized to allocate the appropriation reductions to the appropriate organizational units and to adjust federal aid and other departmental revenues and authorized positions accordingly.

- Item 1. The appropriation in Section 1, Title III-22, Item 2.3, Retired Teachers Insurance, is hereby reduced by \$6,460,000 recurring.
- Item 2. The appropriation in Section 1, Title III-9, Item 2.1b, Career Ladder, is hereby reduced by \$2,100,000 recurring.
- Item 3. The appropriation in Section 1, Title III-22, Item 9.7, Postage Rate Increase State Agencies, is hereby reduced by \$500,000 recurring.

ADDITIONAL 2016-2017 SUPPLEMENTAL APPROPRIATIONS

SECTION 61. Other 2016-2017 Supplemental Appropriations. The provisions of this section shall take effect upon becoming a law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided under Chapter 758, Public Acts of 2016, and in Section 38 of this act.

- Item 1. To the Department of Correction, the amount in Section 38 of this act for Water Shortage Pikeville Area is hereby reduced in the amount of \$884,700.
- Item 2. To the Department of Economic and Community Development, the amount in Section 38 of this act is hereby reduced in the amount of \$20,000,000.
- Item 3. To the Department of Tourist Development, the amount of \$4,100,000 for direct appropriation marketing grants to the Convention and Visitors Bureaus of Gatlinburg (\$2,050,000), Pigeon Forge (\$1,435,000), and Sevierville (\$615,000) for the Sevier County wildfires.

CAPITAL OUTLAY - ADDITIONAL PROVISIONS

SECTION 62. Capital Outlay Additional Provisions. The following provisions are in addition to other provisions of this act concerning the capital outlay budget and the facilities revolving fund capital outlay budget.

Item 1. The provisions of this item shall take effect upon becoming law, the public welfare requiring it. There is hereby appropriated the following amounts, which shall be in addition to the appropriations provided in Public Chapter 758 of 2016, and in Section 38 of this act.

(a). Department of Economic and Community Development – LG Electronics U.S.A., Inc., in the amount of \$22,300,000.

Said funds herein appropriated to the Department of Economic and Community Development shall be expended for the purpose of making a grant to The Industrial Development Board of the County of Montgomery, Tennessee for the LG Electronics U.S.A., Inc. project to begin on March 1, 2017 and expended for the purpose of acquisition of equipment and acquisition, site preparation, erection, construction and equipment of sites and buildings, and infrastructure improvements and development, including, but not limited to, sewer, water, utility, and rail infrastructure, whether or not such infrastructure is owned by The Industrial Development Board of the County of Montgomery, Tennessee.

- (b). Department of General Services Facilities Revolving Fund Tennessee Tower 3rd Floor Renovations (Secretary of State), in the amount of \$315,000.
- Item 2. In addition to the Facilities Revolving Fund capital outlay projects listed on page A-157 of the 2017-2018 Budget Document and in Section 1, Title III-29, and Section 4, Title III-27 of this act, the following amounts hereby are funded.
 - (a). Department of General Services State Museum Storage Building Renovation, in the amount of \$3,750,000.
 - (b). Department of General Services New State Library and Archives, in the amount of \$40,000,000.

The Commissioner of Finance and Administration is further authorized to transfer, in the fiscal year ended June 30, 2017, the amount of \$10,000,000 from the reserves of the Secretary of State to provide additional funds for this project. The provisions of this item shall take effect upon becoming a law, the public welfare requiring it.

It is the legislative intent to fund the balance of the total cost of the project in fiscal year 2018-2019; that total cost estimated to be \$98,000,000. The appropriation and reserves provided in this item amount to \$50,000,000 of that \$98,000,000 total cost.

- Item 3. Of the Facilities Revolving Fund capital outlay projects listed on page A-157 of the 2017-2018 Budget Document and in Section 1, Title III-29, and Section 4, Title III-27 of this act, the following amounts hereby are reduced.
 - (a). Department of General Services Statewide Security Upgrades Phase II, in the amount of \$3,040,000.
- Item 4. Of the Facilities Revolving Fund capital maintenance projects listed on page A-157 of the 2017-2018 Budget Document and in Section 4, Title III-27 of this act, the following hereby are reduced.

- (a). Department of General Services East Tennessee Regional Health Office Lab Renovations, in the amount of \$400,000 from other funds.
- Item 5. Of the capital outlay projects listed on pages A-133 through A-134 of the 2017-2018 Budget Document and in Section 1, Title III-32 of this act, the following hereby are reduced.
 - (a). Tourist Development Tennessee Music Pathway Phase I, in the amount of \$600,000.
- Item 6. In addition to the capital outlay projects listed on pages A-133 through A-134 of the 2017-2018 Budget Document and in Section 1, Title III-32 of this act, the following hereby are funded.
 - (a). Department of Veterans Services East Tennessee Veterans Cemetery Additional Columbariums, in the amount of \$625,000.
 - (b). Tennessee Board of Regents Columbia State Community College Parking Garage, in the amount of \$1,250,000.
- Item 7. Of the capital maintenance projects listed on pages A-135 through A-137 of the 2017-2018 Budget Document and Section 1, Title III-32 of this act, the following hereby are funded.
 - (a). Tennessee Board of Regents and the boards of locally governed institutions Campus Security Task Force Recommendations, in the amount of \$3,950,000.
 - (b). Department of General Services Sullivan County Agricultural Center Grant, in the amount of \$750,000.
 - (c). Department of General Services AgriCenter International Grant, in the amount of \$1,000,000.
- Item 8. Of the capital outlay projects funded from dedicated revenues listed on page A-138 of the 2017-2018 Budget Document, the following hereby are reduced.
 - (a). Tennessee Wildlife Resources Agency, Region 3 ADA Facility Compliance, in the amount of \$500,000 (\$375,000 from federal funds and \$125,000 from other funds).
 - (b). Tennessee Wildlife Resources Agency, Region 4 ADA Facility Compliance, in the amount of \$350,000 (\$262,500 from federal funds and \$87,500 from other funds).
- Item 9. The appropriation for the capital outlay project identified on pages A-133 and A-141 of the 2017-2018 Budget Document as "Tennessee School for the Deaf Student Cottage Renovations" hereby shall be provided for the

renovation or replacement of said cottages at the Tennessee School for the Deaf.

Item 10. The appropriation for the capital outlay project identified on pages A-133 and A-141 of the 2017-2018 Budget Document as "Henry Horton State Park Inn, Restaurant, and Visitor Center" hereby shall support the demolition of the visitor center and restaurant, construction of a new visitor center and restaurant, road reconfiguration, required site work, and planning funds for the park, which may include additional cabins.

SECTION 7 – EARMARKED APPROPRIATIONS

AND FURTHER AMEND in Section 7 by inserting the following new item at the end of the Section:

Item 52. Finance and Administration in Section 4, Title III-2, Item 2.3, pursuant to Tennessee Code Annotated, Section 8-25-401, for administering the "Cafeteria Benefits Plan" for state employees.

AND FURTHER AMEND in Section 7, Item 5 by deleting the language "; and Tennessee Code Annotated, Section 8-25-401, the same being a "Cafeteria Benefits Plan" for state employees".

AND FURTHER AMEND in Section 7, Item 7 by deleting the item in its entirety and substituting instead the following:

Item 7. Commission on Children and Youth, in Section 1, Title III-2, Item 2.1, the sum of \$565,000 for the sole purpose of making grants to each of the 53 established Court-Appointed Special Advocate programs (CASA) and to establish 3 additional CASA programs. It is the legislative intent that 56 CASA programs receive total grant funding of \$20,000 each.

AND FURTHER AMEND in Section 7, Item 15 by deleting the language "associated" and substituting instead the language "wildland firefighting".

AND FURTHER AMEND in Section 7, Item 44 by deleting the language "\$1,415,600" and substituting instead the language "\$1,613,600".

AND FURTHER AMEND in Section 7 by inserting the following new item at the end of the Section:

Item 51. Department of Environment and Conservation, Tennessee State Parks, in Section 1, Title III-5, Item 5, the amount of \$165,000 (non-recurring) to the city of Parkers Crossroads for grant matching funds to connect the Parkers Crossroads Battlefield walking trail to the Veterans Cemetery.

SECTION 9 - SUM SUFFICIENT FROM DEPARTMENTAL REVENUES

AND FURTHER AMEND in Section 9 by inserting the following new item 42:

Item 42. To the Department of Environment and Conservation, Office of Energy Programs, from the revenues and reserves of the Volkswagen Environmental Mitigation Trust Fund.

HIGHER EDUCATION DISCLOSED CAPITAL OUTLAY

FROM SCHOOL BONDS AND INSTITUTIONAL SOURCES

AND FURTHER AMEND in Section 29 of the bill by inserting the following new item 28:

Item 28. The capital outlay projects listed in the 2017-2018 Budget Document and which are identified with the heading "Proposed Capital Projects from School Bonds and Other Sources, Fiscal Year 2017-2018," are presented for informational purposes only. The projects are subject to recommendation and approval procedures involving the higher education institutions and their governing boards, the Tennessee Higher Education Commission, Finance and Administration, the Tennessee State School Bond Authority, the State Funding Board and the State Building Commission.

The following proposed capital outlay projects, to be funded from school bonds, institutional/auxiliary and other funds, are in addition to those projects listed on page A-140 in the 2017-2018 Budget Document:

State University and Community College System (Tennessee Board of Regents and Locally Governed Institutions):

East Tennessee State University: Baseball Hitting Facility \$ 150,000 200.000 Solar Panel System **Total ETSU** \$ 350,000 Middle Tennessee State University: 1,000,000 College Heights Renovations Cope Interior Renovations 200,000 **Facilities Storage Sheds** 280,000 Floyd Stadium Video Board Upgrades 600,000 Floyd Stadium Visitors Training Area 530,000 Football Operations Facility 30,000,000 **Greenhouse Construction** 300,000 Parking Services Facility 3,500,000 Photography Archive Facility 425,000 **Tennis Facilities** 5,000,000 Women's Athletics Complex 5,000,000 Women's Softball Locker Facilities 875,000 **Total MTSU** 47.710.000 \$

Tennessee State University: Agriculture Facilities Improvements Food Service Facilities Improvements Gateway Entrance Road and Parking Improvements Hale Stadium Modernization New Student Housing Total TSU	\$ 3,500,000 225,000 1,450,000 18,000,000 75,200,000 \$	3,500,000
Tennessee Technological University: Athletics Facilities Improvements Capitol Quad Steam Line Replacement Resident Hall/Living and Learning Community	\$ 1,980,000 29,500,000	56,750,000
Total TTU	\$	88,230,000
Nashville State Community College: Main Campus Improvements Southeast Center Renovations Total NASCC	\$ 7,400,000 \$	550,000
Pellissippi State Community College: Hardin Valley Parking Strawberry Plains Parking Expansion	\$ 1,000,000	900,000
Total PSCC	\$	1,900,000
Tennessee Colleges of Applied Technology: TCAT Chattanooga Industrial Electricity Building Total Tennessee Board of Regents and Locally	\$	75,000
	•	
Governed Institutions:	\$	248,090,000
University of Tennessee:		
UT Knoxville: Band Observation Tower Conference Center Renovations Fred Brown Renovations Hodges Library Sprinkler Heads Replacement Hoskins Library Kefauver Wing Demolition Student Services Renovations	\$ 4,000,000 1,000,000 1,000,000 700,000 300,000	400,000
Total UTK	\$	7,400,000

UT Chattanooga: Chattanooga State Office Building Dining Improvements Parking Lot 34	\$ 10,400 625,00	
Total UTC	\$	13,555,000
UT Martin Beef Cattle Teaching and Demonstration Facility	\$	1,500,000
UT Health Science Center:		
Gross Anatomy Lab Renovation (Programming)	\$	250,000
Campus Police Building Renovation		3,200,000
Total UTHSC	\$	3,450,000
Total University of Tennessee:	\$	25,905,000
Grand Total:	\$	273,995,000

The request for the UTM Beef Cattle Teaching and Demonstration Facility in the amount of \$860,000, as identified on page A-140 of the 2017-2018 Budget Document, is to be cancelled.

SECTION 35 – TRANSFERS OF APPROPRIATIONS IN FY 2017-2018

AND FURTHER AMEND in Section 35 by inserting the following new item:

Item 28. In Section 1 for the SNAP Employment and Training Program, a reallocation of appropriations between the Department of Labor and Workforce Development and the Department of Human Services is authorized. The Commissioner of Finance and Administration is further authorized to adjust federal aid, other departmental revenues and positions as may be required.

This item is subject to Senate Bill No. 484 / House Bill No. 512 becoming a law, the public welfare requiring it.

SECTION 36 - CARRYFORWARD OF APPROPRIATIONS AT JUNE 30, 2017

AND FURTHER AMEND in Section 36 by inserting the following new items to the end of the Section:

Item 102. To the Department of Education, Early Childhood Education, the unexpended balance of appropriations for the Kindergarten Entry Screener program.

Item 103. To the Department of Revenue, Insurance Verification, for the uninsured motorist identification restricted fund pursuant to Tennessee Code Annotated, Section 55-12-213.

Item 104. To the Comptroller of the Treasury, the unexpended balance of the non-recurring appropriation in Section 57 of this act for the Certified County Financial Officers training program.

SECTION 39 - PROGRAM EXPANSIONS

FROM FEDERAL AND OTHER DEPARTMENTAL REVENUE

AND FURTHER AMEND by deleting Section 39 in its entirety and inserting the following as a new Section 39:

SECTION 39. Program Expansions from Federal and Other Departmental Revenue. The provisions of this section shall take effect upon becoming law, the public welfare requiring it. At June 30, 2017, any unexpended balances of departmental revenues and federal aid funds appropriated in this section are hereby reappropriated in the fiscal year beginning July 1, 2017.

There is hereby appropriated from departmental revenues and federal aid funds the amounts hereinafter set out:

	2016-2017		2017-2018		
Tennessee Housing and Development Agency 1. Tennessee Housing and Development Agency	\$	0		\$ 3,000,000	
Education					
Early Childhood Education		132,400	\$	308,700	
2. Centers of Regional Excellence (CORE)		7,287,000		10,000,000	
Sub-Total Education	\$	7,419,400	\$ 1	0,308,700	
Mental Health and Substance Abuse Services					
1. Administrative Services Division		0	\$	437,600	
2. Community Substance Abuse Services		0	1;	3,377,500	
Sub-Total Mental Health and Substance Abuse Services	\$	0_	\$ 1	3,815,100	
Total	\$	7,419,400	\$ 2	7,123,800	

The Commissioner of Finance and Administration is authorized to establish four full-time positions and to allocate them to the appropriate organizational units, including two positions in the Department of Education, and two in the Department of Mental Health and Substance Abuse Services.

SECTION 41 - PROVISIONS CONCERNING CERTAIN APPROPRIATIONS

AND FURTHER AMEND in Section 41, Item 1(1)(a) by deleting the sub-item in its entirety and substituting instead the following language:

(a) An amount sufficient to implement and pay the cost of administering the Section 125 cafeteria plan established for state employees is hereby appropriated for that purpose. From the appropriation made in this item and any annual forfeited contributions, the Commissioner of Finance and Administration is authorized to establish positions and funding for such positions to fund recurring and non-recurring costs of administering the cafeteria plan established for such employees. There is hereby appropriated a sum sufficient to pay additional costs of administering the State Employee Cafeteria Plan as a result of increased participation in the plan by state employees; and

<u>SECTION 43 – OVER-APPROPRIATION – ESTIMATED REVERSION TO GENERAL FUND</u>

AND FURTHER AMEND in Section 43 by deleting Item 1(a) in its entirety and substituting instead the following:

(a). In fiscal year 2016-2017 to recognize an over-appropriation of \$149,838,100, including a base recurring over-appropriation of \$89,838,100 and a non-recurring over-appropriation of \$60,000,000.

AND FURTHER AMEND in Section 43 by deleting Item 1(b) in its entirety and substituting instead the following:

(b). In fiscal year 2017-2018 to recognize an over-appropriation of \$74,188,100, Including a base recurring over-appropriation of \$74,188,100 and a non-recurring over-appropriation of \$0.

AND FURTHER AMEND in Section 43, Item 7, by deleting the item in its entirety and substituting instead the following new item:

Item 7. In the fiscal year ending June 30, 2017, the Commissioner of Finance and Administration is hereby authorized to transfer the sum of \$120,635,900 from the general fund to the highway fund.

AND FURTHER AMEND in Section 43 by the following new items to the end of the Section:

Item 10. In the fiscal year ending June 30, 2017, the Commissioner of Finance and Administration is hereby authorized to transfer the amount of \$11,060,200 from the TennCare Reserve to the general fund to fund costs of the Medicaid Management Information System.

Item 11. At July 1, 2017, the Commissioner of Finance and Administration is hereby authorized to transfer the sum of \$55,000,000 from the general fund to the highway fund.

SECTION 50 – LOTTERY FOR EDUCATION ACCOUNT

AND FURTHER AMEND in Section 50 by inserting the following new item to the end of the Section:

Item 6. From the funds appropriated to the Lottery for Education Account, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill No. 720 / House Bill No. 980, relative to the Tennessee middle college scholarship, if such bill becomes a law.

SECTION 55 - HOSPITAL COVERAGE ASSESSMENT

AND FURTHER AMEND in Section 55, Item 1, by deleting the item in its entirety and substituting instead the following:

Item 1.

(a) If Senate Bill No. 214 / House Bill No. 647, the annual coverage assessment act, becomes a law, there hereby is appropriated from the appropriations in Section 1, Title III-26, of this act, the sum of \$424,950,100 (non-recurring) to the TennCare Program for the following purposes, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the coverage assessment as a valid source to match federal Medicaid funds, the appropriations in this Item 1(a) shall be null and void, and the appropriations in Section 1, Title III-26 shall be reduced accordingly. If the cited bill does not become a law, the appropriations in Section 1, Title III-26 of this act, are hereby reduced in the amount of \$424,950,100.

<u>Amount</u>		<u>Description</u>
	Essential Access Hospital Payments\$	34,395,000
	Disproportionate Share Hospital Payments	27,839,000
	Graduate Medical Education	17,197,500
	Critical Access Hospital Payments	3,439,500

Medicare Part A Reimbursement	12,227,600
Provider Reimbursement and Co-Pay	54,265,400
Hospital Reimbursement Ceiling	14,781,300
In-Patient Services	35,923,700
Lab and X-Ray Procedures	14,850,100
Therapies	6,029,800
Out-Patient Services	25,154,900
Office Visits	19,613,000
Match for ADT Contract Payments	95,000
Directed Hospital Payments	156,497,200
Non-Emergent Care at Hospitals	577,400
340B Pricing Provision – MCO Contractor Agreement	2,063,700
Total\$	<u>424,950,100</u>

- (b) There is further appropriated to the TennCare Program, in addition to the appropriation, Hospital Payments Unreimbursed Costs, a sum sufficient from any amount in excess of \$424,950,100 collected from the coverage assessment for the purpose of hospital payments for unreimbursed costs.
- (c) To the extent that revenue collected from the coverage assessment is less than \$424,950,100, the appropriation, Directed Hospital Payments, hereby is reduced in the amount of the undercollection.
- (d) From the funds available in TennCare maintenance of coverage trust fund at June 30, 2017, there hereby is appropriated to the TennCare program a sum sufficient for the purposes authorized in law. The Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly. The allotment of funds under this item is subject to approval of the Commissioner of Finance and Administration.

HOUSEKEEPING -

TYPOGRAPHICAL, NAME, DATE, AND CITATION CORRECTIONS

AND FURTHER AMEND in Section 2, Item 13 (d) by deleting the language "and to the Chairs of the State and Local Government Committee of the Senate and State Government Committee of the House of Representatives" and inserting "to the Chairs of the State and Local Government Committee of the Senate and State Government Committee of the House of Representatives, and to the directors of the Office of Legislative Budget Analysis";

AND FURTHER AMEND in Section 8, Item 5 (b) by deleting the language "June 30, 2015" and inserting "June 30, 2016";

AND FURTHER AMEND in Section 36 by deleting the language "beginning July 1, 2016" and inserting "beginning July 1, 2017";

AND FURTHER AMEND in Section 55, Item 2 by deleting the language "Senate Bill No. ____" and inserting "Senate Bill No. 0185 / House Bill No. 0142";

AND FURTHER AMEND in Section 43, Item 2 by deleting the language "June 30, 2016" and inserting "June 30, 2017";

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.

On motion, Finance, Ways & Means Committee Amendment No. 2 was adopted.

Rep. Sargent moved adoption of Finance, Ways & Means Committee Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 511 LEGISLATIVE ADJUSTMENTS

by deleting the language "and to the Chairs of the State and Local Government Committee of the Senate and State Government Committee of the House of Representatives" from Section 2, Item 13, subsection (d) and substituting instead the following:

, to the Chairs of the State and Local Government Committee of the Senate and State Government Committee of the House of Representatives, and to the Office of Legislative Budget Analysis

AND FURTHER AMEND by adding the following language as a new item to Section 23:

Item ____. On or before February 1, 2018, the Commissioner of General Services shall submit to the Office of Legislative Budget Analysis the Annual Facility Revolving Fund Report.

AND FURTHER AMEND by adding the following new item to the end of Section 49:

- Item 5. Pay plan adjustment for increases suspended in FY 03-04.
- (a) From funds appropriated to the District Attorneys General Conference, a sum sufficient is earmarked to reinstate the salary increase suspended for the fiscal year beginning July 1, 2003, and ending June 30, 2004, for assistant district attorneys effective July 1, 2017.
- (b) From funds appropriated to the District Public Defenders Conference, a sum sufficient is earmarked to reinstate the salary increase suspended for the fiscal year beginning July 1, 2003, and ending June 30, 2004, for assistant district public defenders and district investigators effective July 1, 2017.
- (c) Notwithstanding any provision of this section to the contrary, from the appropriation made in Section 1, Title III-22, Item 4.5, State Employees Salary Pool Market Rate Adjustment 7/1/2017, a sum sufficient is earmarked to reinstate the salary increase suspended for the fiscal year beginning July 1, 2003, and ending June 30, 2004, for employees who come under the provision of a statutorily mandated pay plan in the Office of the Post-Conviction Defender, the Department of Safety, and the Tennessee Law Enforcement Training Academy effective July 1, 2017.
- (d) From funds appropriated to the Tennessee Wildlife Resources Agency, it is the legislative intent to reinstate the salary increase suspended for the fiscal year beginning July 1, 2003, and ending June 30, 2004, for the survey portion of the Tennessee Wildlife Resources Agency pay plan effective July 1, 2017.

AND FURTHER AMEND by deleting Section 1, Item III-22, line item 11.2.

AND FURTHER AMEND by deleting Section 58, Item 1, line item 8, and substituting instead the following:

8. SB 161 / HB 126 – Miscellaneous Appropriations – Opportunity Scholarship Pilot Program – Eliminate Appropriation (400,000) 0

AND FURTHER AMEND by deleting Section 57, Item 1 and substituting instead the following:

Item 1. General Fund and Education Fund Appropriations. The following appropriations are from the general fund and education fund, as applicable.

		Recurring	Non-Recurring
1.	Court System – Reconcile CPI Salary		
	Increase for Judges	\$ 11,900	\$ 0
2.	Attorney General and Reporter – Reconcile		_
3.	CPI Salary Increase for Attorney General District Public Defenders Conference –	100	0
٥.	Reconcile CPI Increase for Shelby and		
	Davidson County Public Defenders	2,200	0
4.	Governor's Office - Reconcile CPI Salary	,	
	Increase for Governor	100	0
5.	Comptroller of the Treasury - Certified		
	County Financial Officers – Reallocated	0	1 575 600
6.	Funds from UT-CTAS UT-County Technical Assistance Service –	0	1,575,600
0.	Certified County Financial Officers –		
	Reallocated Funds to Comptroller	0	(1,575,600)
7.	TennCare – Medicaid Management		<i>(', ', ', ', ', ', ', ', ', ', ', ', ', </i>
_	Information System – Contract Costs	0	11,060,200
8.	TennCare – 4.8% Provider Rate Increase –		
	Intellectual and Developmental Disabilities Providers	8,000,000	0
9.	Tourism – Tennessee Music Pathway –	0,000,000	U
0.	Operational Funding	0	600,000
10.	Environment – Pikeville Area Water		,
	Shortage – Planning Funds for Long-Term	_	
4.4	Solution	0	500,000
11.	Economic and Community Development – Film and TV Incentive Fund – Grants	0	11,000,000
12.	Economic and Community Development –	U	11,000,000
	Launch TN – Increase	1,000,000	1,500,000
13.	Economic and Community Development -		
	London Direct Flights – Grant	0	1,000,000
14.	<u> </u>	0	660,000
15.	Education – Priority Schools Improvement Grants	0	10,000,000
16.	Education – State Board of Education –	U	10,000,000
	State Report Card (1 FT)	100,000	0
17.	Tennessee Higher Education Commission		
	- College Completion Initiatives for	40=000	
10	Minority Students (1 FT)	105,000	0
18.	Board of Regents and Locally Governed Institutions – Management Support		
	Services Management Cappert	0	1,500,000
19.	Tennessee Technological University -	-	, ,
	Carnegie Classification	500,000	0
20.	Mental Health and Substance Abuse	2,000,000	0

	Services – Prevention, Education,		
21.	Treatment and Recovery Health – Meharry Wellness Program – Grant	500,000	0
22.	Health – Families Free – Grant	500,000 0	100,000
23.	Revenue – Sales Tax Disaster Relief – Gatlinburg/Sevier County (SB 409/HB 494)	0	3,350,000
24.	Tennessee Bureau of Investigation – Operational Increase	500,000	0
25.	Miscellaneous Appropriations – TCRS – Increase	10,100,000	0
26.	Miscellaneous Appropriations – Risk		-
27.	Management – Increase Miscellaneous Appropriations – Aeronautic	500,000	0
28.	Economic Development Fund – Increase Miscellaneous Appropriations – TVA /	0	15,000,000
29.	Ocoee River Agreement Miscellaneous Appropriations – African	0	11,800,000
30.	American Museum – Grants Miscellaneous Appropriations – NAACP	100,000	400,000
00.	100 th Anniversary and MLK 50 th Anniversary – Grants	0	150,000
31.	Miscellaneous Appropriations – Rhea		·
32.	County Courthouse Renovation – Grant Miscellaneous Appropriations – Oliver	0	200,000
33.	Springs Historical Society – Grant Miscellaneous Appropriations – Teach for	0	100,000
34.	America – Grant Miscellaneous Appropriations – Memphis	0	1,000,000
35.	Research Consortium – Grant Children's Services – Mountain View YDC	0	2,500,000
00.	Reorganization – Staff Reductions (-127	(8,213,400)	0
36.	Children's Services – Mountain View YDC	,	
37.	Reorganization – Prevention Services Children's Services – Mountain View YDC	3,000,000	0
	Reorganization – Private Provider Network – Level Three Placements	492,700	0
38.	Children's Services – Mountain View YDC Reorganization – Private Provider Network		
39.	Hardware SecureTennCare for Children's Services –	3,467,500	0
00.	Mountain View YDC Reorganization	364,100	0
	Total	\$ 22,530,200	\$ 72,420,200

AND FURTHER AMEND by adding the following new sections immediately following Section 62 and renumbering the subsequent sections accordingly:

DEDICATED SOURCE & EARMARKS & REDUCTIONS

SECTION 63.

- Item 1. From the funds appropriated or available to any department, commission, board, agency, or other entity of state government, there is earmarked or appropriated, as applicable, a sum sufficient to fund any bill or resolution, that becomes law, having an estimated first year's cost of \$50,000 or less, that is attributable to a specific entity or from a specific fund, and is not otherwise funded in this act.
- Item 2. From funds appropriated in Section 57, Item 1, sub-item 30, there is earmarked the sum of \$100,000 (recurring) to the Tennessee State Museum, to be used solely for maintenance, restoration, and operational expenses of the Green McAdoo Cultural Center, if the center is given to the state.
- Item 3. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of funding any joint resolution calling for an amendment to the Tennessee constitution that is not otherwise funded in this act.
- Item 4. From the funds appropriated to the Tennessee Board of Chiropractic Examiners, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 313 / House Bill 387, relative to chiropractic physicians, if such bill becomes a law.
- Item 5. From the funds appropriated to the Department of Health, Health Related Boards, Board of Osteopathic Examination, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 1154 / House Bill 500, relative to increasing the per diem for members of the Board of Osteopathic Examination, if such bill becomes a law.
- Item 6. From the funds appropriated to the Administrative Office of the Courts, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 213 / House Bill 377, relative to criminal background checks for certain employees, if such bill becomes a law.
- Item 7. From the funds appropriated to the Comptroller of the Treasury, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 138 / House Bill 88, relative to training for members of certain utility boards, if such bill becomes a law.
- Item 8. From the funds appropriated to the Department of Commerce, Regulatory Boards, Board of Licensing Contractors, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 292 / House Bill 333, relative to authorizing the Board of Licensing Contractors to hire its own staff, if such bill becomes a law.
- Item 9. From the funds appropriated to the Secretary of State, there is earmarked a sum sufficient for the sole purpose of implementing Senate Bill 726 / House Bill 535, relative to removal of fraudulent liens, if such bill becomes a law.

- Item 10. From the appropriations made to the Department of Economic and Community Development, Fast Track Infrastructure and Job Training Assistance Program, in Section 1, Title III-8, line item 8 of this act, there is earmarked the sum of \$840,000 (non-recurring) to the Department of Finance and Administration for the purchase of land for the rail right of way for the Port of Cates Landing in Lake County and a 200 ton crane.
- Item 11. From the funds appropriated to the Wildlife Resources Agency, there is transferred and appropriated the sum of \$250,000 (non-recurring) to the Department of Environment and Conservation for the sole purpose of renovation of the boat ramp in the Meeman-Shelby Forest State Park. The Commissioner of Finance and Administration is authorized to transfer \$250,000 from the Wildlife Resources Fund established under Tennessee Code Annotated, Title 70, Chapter 1, Part 4, to the general fund to effectuate the provisions of this item.
- Item 12. From the funds appropriated to the Tennessee Film, Entertainment and Music Commission, there is earmarked the sum of \$1,250,000 (non-recurring) to the Tennessee Film, Entertainment and Music Commission for the sole purpose of making a grant in such amount to be used for production of a movie about the 1899 football team at Sewanee: The University of the South.
- Item 13. From reserves available to the Tennessee Historical Commission for the sole purpose of research and publication of up to one thousand two hundred (1,200) hardbound copies of the next volume of the Biographical Directory of the Tennessee General Assembly pursuant to the appropriation made in Section 74, Chapter 1029, Public Acts of 2012, there is transferred and appropriated a sum sufficient not to exceed \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Tennessee Historical Society, to be used for the same purpose in Section 74, Chapter 1029, Public Acts of 2012.
- Item 14. Of the capital maintenance projects listed on page A-146 of the 2017-2018 Budget Document, the following is eliminated:
 - (a) Department of General Services Statewide LED Lighting and Lighting Controls, in the amount of \$8,680,000.
- Item 15. In the fiscal year ending June 30, 2018, the Commissioner of Finance and Administration is authorized to establish a separate reserve in the general fund for revenues collected in the unclaimed property program in excess of the program's obligations to its claimants and the general fund. It is the legislative intent to appropriate the funds from the reserve in the fiscal year ending on June 30, 2019 to cover revenue fluctuations caused by a change in unclaimed property reporting dates. The provisions of this item are subject to Senate Bill 371 / House Bill 420 becoming a law.

LEGISLATIVE INITIATIVES

SECTION 64.

- Item 1. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient to implement all bills and resolutions having an estimated first year's cost of \$50,000 or less, which become law and are adopted, respectively. It is the legislative intent that if such bills and resolutions are otherwise funded by the provisions of this act, then the funds appropriated in this item shall be reduced accordingly.
- Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$175,000 (recurring) for the sole purpose of implementing Senate Bill 1059 / House Bill 1368, relative to increasing the current death benefit for certain first responders, if such bill becomes a law.
- Item 3. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$360,600 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1230 / House Bill 810, relative to enacting the Elderly and Vulnerable Adult Protection Act, if such bill becomes a law.
- Item 4. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$505,500 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1260 / House Bill 1041, relative to creating a new sentencing enhancement factor, if such bill becomes a law.
- Item 5. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 1363 / House Bill 1367, relative to certain telecommunications providers, if such bill becomes a law.
- Item 6. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 1250 / House Bill 438, relative to state energy policy council, if such bill becomes a law.
- Item 7. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,444,100 (which shall be allocated for incarceration costs) for the sole purpose of implementing Senate Bill 1241 / House Bill 452, relative to the punishment for the unlawful carrying or possession of a firearm, if such bill becomes a law.
- Item 8. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 438 / House Bill 484, relative to Tennessee Uniform Limited Partnership Act, if such bill becomes a law.
- Item 9. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 384 / House Bill 397, relative to requiring driver licenses

to be printed in vertical format for persons under age 21, if such bill becomes a law.

Item 10. If Senate Bill 704 / House Bill 879, the Ground Ambulance Service Provider Assessment Act, becomes a law, there hereby is appropriated the sum of \$29,999,000 (of which \$19,694,300 shall be from federal funds) to the Ambulance Service Assessment Revenue Fund, and the Commissioner of Finance and Administration is authorized to adjust federal and other departmental revenue accordingly; provided, however, that if the federal government disallows the ambulance service assessment as a valid source to match federal funds, the appropriations in this item shall be null and void, and the appropriations made in this item shall be reduced accordingly. If the cited bill does not become a law, the appropriations in this item are hereby reduced in the amount of \$29,999,000.

Item 11. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (recurring) to the Department of Human Services for the sole purpose of making a grant in such amount to the Second Harvest Food Bank of Middle Tennessee, to be used for the purpose of purchasing, handling, and transporting food for hunger relief. The Second Harvest Food Bank of Middle Tennessee shall distribute the funds to the five (5) food banks across the state, as follows:

- (a) 35% to Second Harvest Food Bank of Middle Tennessee;
- (b) 25% to Memphis Food Bank;
- (c) 20% to Second Harvest Food Bank of East Tennessee;
- (d) 10% to Chattanooga Area Food Bank;
- (e) 10% to Second Harvest Food Bank of Northeast Tennessee.

Item 12. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in the amount of \$50,000 to each of the Science Alliance Museums.

Item 13. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of General Services for the sole purpose of making grants in the amount of \$200,000 each to the four (4) accredited Tennessee zoos and the Tennessee Aquarium, to be used for capital improvement projects.

Item 14. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Economic and Community Development to host the 2019 NCSL Annual Summit in Nashville, Tennessee. Any unexpended funds shall not revert to the general fund and shall be carried forward in a reserve to be expended for purposes of this item.

Item 15. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Tennessee Bureau of Investigation for the sole purpose of methamphetamine clean-up.

Item 16. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$450,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making grants in the amount of \$10,000 each to the Child Advocacy Centers across the state, to be used for programs, services, and operations. The grants made under this item shall be awarded to the Tennessee Chapter of Children's Advocacy Centers and each local Child Advocacy Center so that each organization receives an equal share of the amount appropriated under this item.

Item 17. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$450,000 (non-recurring) to the Department of Environment and Conservation for the sole purpose of making a grant in such amount to the West Tennessee River Basin Authority, to be used for the Running Reelfoot Bayou Ecosystem Restoration/Flood Risk Study and the Cypress Creek Ecosystem Restoration/Infrastructure Protection Project.

Item 18. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,000,000 (non-recurring) to the Department of Mental Health and Substance Abuse Services for the sole purpose of an opioid addiction treatment pilot program to provide opioid relapse and alcohol addiction dependence treatment, including non-narcotic medication assisted treatment, to adults who are participating or eligible for participation in a drug court treatment program. It is the intent of the General Assembly that grants be distributed to drug court treatment programs in the three (3) Grand Divisions of the state.

Item 19. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$33,000 (non-recurring) to the Department of Environment and Conservation for the sole purpose of expenditures related to events commemorating the Great War Centennial to be held at the Sgt. Alvin C. York State Historic Park.

Item 20. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Orange Grove Center, to be used for start-up costs associated with a mandated transition of operational programs from facility-based to community-based in order to comply with federal regulatory changes, primarily to be used for increased staff numbers required by community-based programs and to develop opportunities to ensure full inclusion into community-based programs.

Item 21. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$750,000 (non-recurring) to the Tennessee Higher Education Commission, THEC Grants Program, for the sole

purpose of making grants to fund student financial aid for individuals enrolled in a new medical education program jointly administered by Middle Tennessee State University and Meharry Medical College.

Item 22. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,000 (non-recurring) to the Department of Transportation for the sole purpose of making a grant in such amount to the City of Mt. Juliet, to be used for acquisition and installation of a guardrail along West Division Street where it borders Eagle Park.

Item 23. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$60,000 (non-recurring) to the Commission on Children and Youth for the sole purpose of making a grant in such amount to Tennessee Court Appointed Special Advocate Association, Inc., to be distributed in the amount of \$2,000 to each of the 30 centers across the state, to be used for quality assurance and expansion initiatives.

Item 24. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$180,000 (non-recurring) to the Department of Education for the sole purpose of making a grant in such amount to the Tennessee Alliance of Boys and Girls Clubs, to be used for expanding the Career and Technical Education Program (CTE) to additional clubs across the state.

Item 25. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$500,000 (non-recurring) to the Department of Tourist Development for the sole purpose of continuing the Waterways Accessibility for Tennessee Recreation (WATR) grant funds to improve and maintain access to Tennessee's waterways.

Item 26. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Historical Commission for the purpose of repair or replacement, including fabrication and installation costs, of historical markers. It is the legislative intent that markers be repaired or replaced in the order in which the commission was notified of the need to repair or replace a marker. On or before March 1, 2018, the Executive Director of the Historical Commission shall submit a written report to the Office of Legislative Budget Analysis concerning the number and location of markers repaired or replaced with funds appropriated in this item and the number and location of markers repaired or replaced with funds appropriated pursuant to Section 66, Item 17 of Chapter 427 of the Public Acts of 2015.

Item 27. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$8,000,000 (non-recurring) to the Tennessee bureau of investigation (TBI) for the sole purpose of purchasing of, and acquiring ownership to, the TBI's airplane used for search and rescue, criminal surveillance, and public safety. The Comptroller of the Treasury shall preform a comprehensive review of the TBI's accounting and budgeting processes as well as a general review of how the agency should implement best practices in fiscal management to maximize their effectiveness. The Comptroller

shall provide a written report to the Chairs of the Finance, Ways, and Means Committees of the House of Representatives and Senate on or before January 31, 2018. As a prerequisite to the receipt of such appropriation, the TBI shall agree to provide to the Commissioner of Finance and Administration, within ninety (90) days of the close of the fiscal year within which such appropriation was received, an accounting or other written documentation of the actual expenditure of such funds for the purposes of this item.

Item 28. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$550,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of providing grants to the single point of contact agencies in Tennessee recognized by the Tennessee Bureau of Investigation and the Department of Children's Services to facilitate the provision of comprehensive wraparound services to the victims of human trafficking recovered in Tennessee. The services funded in this item shall include, but not be limited to, safe housing, medical care, mental health and substance abuse care, transportation, job training, and other basic human needs. The Department shall distribute the grants in equal amounts to the following agencies:

- (a) Thistle Farms
- (b) 2nd Life Chattanooga
- (c) Community Coalition Against Human Trafficking Memphis Leader Foundation (d/b/a Restore Corps); and
 - (d) End Slavery Tennessee

Item 29. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Men of Valor, to be used for a study on the value of the organization to the state.

Item 30. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to the Historical Commission for the sole purpose of maintenance to the historic masonic hall in Williamson County.

Item 31. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$47,000 (non-recurring) to the Department of Health for the sole purpose of making grants to the Epilepsy Foundations across the state as follows: Epilepsy Foundation of Middle & West Tennessee, Epilepsy Foundation of Southeast Tennessee, and Epilepsy Foundation of East Tennessee. Such grants shall be used for education, child safety and prevention initiatives, and services to those with epilepsy. It is the legislative intent that such grants be distributed based on existing percentages.

Item 32. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$1,250,000 (non-recurring) to the Tennessee Film, Entertainment and Music Commission for the sole purpose of making a grant in such amount to be used for production of a movie about the 1899 football team at Sewanee: The University of the South.

Item 33. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$100,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Big Brothers Big Sisters of Middle Tennessee, to be distributed equally among the following five (5) Big Brothers Big Sisters programs in Tennessee:

- (a) Big Brothers Big Sisters of Clarksville;
- (b) Big Brothers Big Sisters of Greater Chattanooga;
- (c) Big Brothers Big Sisters East Tennessee;
- (d) Big Brothers Big Sisters of the Mid-South, Inc.; and
- (e) Big Brothers Big Sisters of Middle Tennessee.

Item 34. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$240,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to the Andrew Jackson Foundation, to be used for restoration, maintenance, and improvements to the church, cemetery, and visitor center/ticket office at the Hermitage.

Item 35. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$10,500 (non-recurring) to the county government of the County of Bedford, Tennessee for the sole purpose of a firefighters memorial.

Item 36. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$250,000 (non-recurring) to the Department of Finance and Administration for the sole purpose of making a grant in such amount to Jobs for Tennessee Graduates, Inc., to be used for providing a one credit course as a general elective to twelfth grade at-risk, high school students.

Item 37. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$8,000,000 (non-recurring) to the Department of Veterans Services, to be distributed to the State Veterans Homes Board for the sole purpose of construction of the West Tennessee Veterans Home in Memphis. It is the legislative intent that such appropriation be used as bridge funding.

Item 38. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$350,000 (non-recurring) to the Tennessee Commission on Aging and Disability for the sole purpose of making a

grant in such amount to Senior Citizens, Incorporated, of Davidson County, to be used for programs and services. It is the legislative intent that the appropriation made in this item be divided equally between the seven regional FiftyForward Active Aging Centers.

Item 39. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 230 / House Bill 910, relative to allocation of fuel tax revenue, if such bill becomes a law.

Item 40. In addition to any other funds appropriated by the provisions of this act, there is appropriated a sum sufficient for the sole purpose of implementing Senate Bill 557 / House Bill 1291, relative to marijuana enforcement, if such bill becomes a law.

LOTTERY FOR EDUCATION ACCOUNT

AND FURTHER AMEND by adding the following new items to Section 50:

Item ____. From the funds appropriated to the Lottery for Education Account, there is earmarked the sum of \$10,000 for the sole purpose of implementing Senate Bill 34 / House Bill 329, relative to expanding the Tennessee HOPE Teacher's Scholarship, if such bill becomes a law.

AND FURTHER AMEND by requesting the Engrossing Clerk to:

- (1) Delete the bold underlined explanatory headings in this amendment; and
- (2) Exclude this paragraph from the engrossed bill.

On motion, Finance, Ways & Means Committee Amendment No. 3 was adopted.

Rep. Williams requested that House Amendment No. 4 be placed at the heel of the amendments.

Rep. Matlock moved adoption of House Amendment No. 5 as follows:

Amendment No. 5

AMEND House Bill No. 511 by deleting the following language from Section 1, Title III-32:

AND FURTHER AMEND by adding the following as a new item in Section 64:

Item ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$3,120,000 (non-recurring) to the Department of Finance and Administration for the purposes of making grants in

the following amounts to be used to support travel of veterans living throughout the state to Washington, D.C., to visit those memorials dedicated to honor their service and sacrifice:

Honor Flight Northeast Tennessee, in Erwin	\$780,000
Honor Flight of Middle Tennessee, in Tullahoma	\$780,000
Screaming Eagle Honor Flight, in Clarksville	\$780,000
HonorAir Knoxville	\$780,000

Rep. Sargent moved that House Amendment No. 5 be tabled, which motion failed by the following vote:

Ayes	35
Noes	52

Representatives voting aye were: Brooks H., Carr, Carter, Casada, Coley, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Halford, Hazlewood, Hicks, Howell, Johnson, Keisling, Lamberth, Lollar, Marsh, McCormick, McDaniel, Ramsey, Sargent, Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 35

Representatives voting no were: Akbari, Alexander, Butt, Byrd, Calfee, Camper, Clemmons, Cooper, DeBerry, Fitzhugh, Gilmore, Goins, Hardaway, Hawk, Hill M., Hill T., Holsclaw, Holt, Jernigan, Jones, Kane, Kumar, Littleton, Love, Lynn, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Ragan, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 52

Rep. Van Huss moved the previous question on House Amendment No. 5 , which motion prevailed.

On motion, House Amendment No. 5 was adopted by the following vote:

Ayes4	19
Noes	36

Representatives voting aye were: Akbari, Alexander, Butt, Byrd, Calfee, Camper, Clemmons, Cooper, Crawford, Fitzhugh, Gilmore, Goins, Hardaway, Hawk, Hill M., Hill T., Holt, Jernigan, Jones, Kane, Kumar, Littleton, Love, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Ragan, Reedy, Rogers, Rudd, Sexton C., Sexton J., Shaw, Sherrell, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 49

Representatives voting no were: Brooks H., Carr, Carter, Casada, Coley, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Gant, Halford, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Ramsey, Sargent, Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 36

Rep. Rogers moved adoption of House Amendment No. 6 as follows:

Amendment No. 6

AMEND House Bill No. 511 by adding the following new section immediately preceding the antepenultimate section and renumbering the subsequent sections accordingly:

SECTI	ION	

Item 1. The appropriation made in Section 1, Title III-22, Item 3.4, Other Post Employment Benefits Liability, is reduced by the sum of \$30,000,000 (non-recurring).

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$30,000,000 to the Department of Finance and Administration to be distributed in equal amounts to the highway department of each of the 95 counties to be used solely for construction and maintenance of roads and bridges in the county.

Rep. Sargent moved that House Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes	42
Noes	37

Representatives voting aye were: Alexander, Brooks H., Carr, Carter, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Halford, Hicks, Holsclaw, Howell, Johnson, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Miller, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 42

Representatives voting no were: Butt, Calfee, Clemmons, Cooper, DeBerry, Fitzhugh, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Kane, Kumar, Littleton, Matheny, Matlock, Mitchell, Parkinson, Pody, Powell, Reedy, Rudd, Sexton J., Shaw, Sherrell, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 37

Rep. Fitzhugh requested that House Amendment No. 7 be placed at the heel of the amendments.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Hulsey; personal

APPROPRIATIONS CALENDAR, CONTINUED

Rep. J. Sexton moved adoption of House Amendment No. 9 as follows:

Amendment No. 9

AMEND House Bill No. 511 by deleting Item 11 from Section 43.

AND FURTHER AMEND by adding the following new section immediately prior to the antepenultimate section and renumbering the subsequent sections accordingly:

SECTION ___. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$55,000,000 to the Department of Finance and Administration to be distributed in equal amounts to the highway department of each of the 95 counties to be used solely for construction and maintenance of roads and bridges in the county.

Rep. Sargent moved that House Amendment No. 9 be tabled, which motion prevailed by the following vote:

Ayes42	2
Noes 4	1

Representatives voting aye were: Alexander, Brooks H., Carr, Carter, Casada, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Halford, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Pitts, Ragan, Ramsey, Sargent, Sexton C., Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 42

Representatives voting no were: Butt, Byrd, Calfee, Clemmons, Cooper, DeBerry, Fitzhugh, Goins, Hardaway, Hawk, Hill M., Hill T., Holt, Jernigan, Jones, Kane, Kumar, Littleton, Matheny, Matlock, Miller, Mitchell, Parkinson, Pody, Powell, Reedy, Rogers, Sanderson, Sexton J., Shaw, Sherrell, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 41

- Rep. Miller requested that the Clerk read House Amendment No. 10.
- Rep. Miller moved that House Amendment No. 10 be withdrawn, which motion prevailed.
- Rep. Stewart moved adoption of House Amendment No. 11 as follows:

Amendment No. 11

AMEND House Bill No. 511 by adding the following new section immediately preceding the antepenultimate section and renumbering the subsequent sections accordingly:

SECTION ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$5,000,000 (non-recurring) to the Department of Education for the sole purpose of providing grants to LEAs for increased cost associated with purchasing school buses with NTSB approved restraint systems.

Rep. Sargent moved that House Amendment No. 11 be tabled, which motion prevailed by the following vote:

Ayes	46
Noes	33
Present and not voting	

Representatives voting aye were: Alexander, Brooks H., Byrd, Calfee, Carr, Carter, Casada, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Gant, Halford, Hawk, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Keisling, Kumar, Lamberth, Lollar, Lynn, Marsh, McDaniel, Ragan, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Swann, Tillis, Travis, Weaver, White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 46

Representatives voting no were: Akbari, Butt, Camper, Clemmons, Cooper, DeBerry, Favors, Fitzhugh, Gilmore, Hardaway, Hill M., Hill T., Jernigan, Jones, Kane, Littleton, Matlock, Miller, Mitchell, Parkinson, Pitts, Powell, Reedy, Rudd, Sexton J., Shaw, Staples, Stewart, Thompson, Towns, Turner, Van Huss, White D. -- 33

Representatives present and not voting were: Matheny, Pody -- 2

Rep. T. Hill requested that House Amendment No. 12 be placed at the heel of the amendments.

Rep. M. Hill moved adoption of House Amendment No. 13 as follows:

Amendment No. 13

AMEND House Bill No. 511 by adding the following as a new item to Section 63:

Item ____. From funds in the TennCare reserve, there is appropriated to the department of health the sum of \$12,000,000 (non-recurring) for the purpose of providing services to infants with neonatal abstinence syndrome with \$4,000,000 of such sum to be allocated to services for those infants in each grand division of the state.

Rep. Sargent moved that House Amendment No. 13 be tabled, which motion failed by the following vote:

Ayes	39
Noes	43
Present and not voting	

Representatives voting aye were: Brooks H., Carr, Carter, Casada, Coley, Crawford, Curcio, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Gravitt, Halford, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Ramsey, Sargent, Sexton C., Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 39

Representatives voting no were: Akbari, Alexander, Butt, Byrd, Calfee, Clemmons, DeBerry, Fitzhugh, Gilmore, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Kane, Kumar, Littleton, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Pody, Powell, Reedy,

Rogers, Rudd, Sanderson, Sexton J., Shaw, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 43

Representatives present and not voting were: Ragan -- 1

Rep. Goins moved the previous question on House Amendment No. 13 , which motion failed by the following vote:

Ayes	50
Noes	33
Present and not voting	

Representatives voting aye were: Alexander, Brooks H., Butt, Byrd, Calfee, Casada, Clemmons, Coley, Eldridge, Farmer, Fitzhugh, Gant, Goins, Hardaway, Hicks, Hill T., Holt, Howell, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Littleton, Lollar, Marsh, Matheny, Mitchell, Parkinson, Pitts, Pody, Powell, Ramsey, Reedy, Rogers, Rudd, Sexton J., Shaw, Staples, Stewart, Terry, Thompson, Towns, Travis, Weaver, White D., White M., Williams, Zachary -- 50

Representatives voting no were: Akbari, Camper, Carr, Carter, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Favors, Gravitt, Halford, Hazlewood, Holsclaw, Lamberth, Love, Lynn, Matlock, McCormick, McDaniel, Miller, Sanderson, Sargent, Smith, Swann, Tillis, Turner, Van Huss, Whitson, Wirgau, Madam Speaker Harwell -- 33

Representatives present and not voting were: Ragan -- 1

Rep. Sargent moved that House Amendment No. 13 be tabled, which motion failed by the following vote:

Ayes	37
Noes	45

Representatives voting aye were: Brooks H., Carr, Carter, Casada, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Gant, Gravitt, Halford, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Sargent, Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Madam Speaker Harwell -- 37

Representatives voting no were: Akbari, Alexander, Butt, Byrd, Calfee, Clemmons, DeBerry, Favors, Fitzhugh, Gilmore, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Kane, Kumar, Littleton, Love, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Powell, Ragan, Reedy, Rogers, Rudd, Sexton J., Shaw, Sherrell, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 45

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Hawk; personal

Representative Pody

APPROPRIATION CALENDAR, CONTINUED

Rep. Littleton moved the previous question on House Amendment No. 13 , which motion prevailed.

On motion, House Amendment No. 13 was adopted by the following vote:

Ayes	44
Noes	35
Present and not voting	

Representatives voting aye were: Alexander, Butt, Calfee, Clemmons, Cooper, DeBerry, Fitzhugh, Gilmore, Goins, Halford, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Kane, Keisling, Kumar, Littleton, Love, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Powell, Reedy, Rogers, Rudd, Sexton J., Shaw, Sherrell, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary -- 44

Representatives voting no were: Akbari, Brooks H., Camper, Carr, Carter, Coley, Crawford, Curcio, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Gravitt, Hicks, Holsclaw, Howell, Johnson, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Ramsey, Sargent, Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau -- 35

Representatives present and not voting were: Ragan -- 1

RECESS MOTION

Rep. Casada moved that the House stand in recess for 10 minutes, which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED

On motion of Rep. Casada the roll call was dispensed with.

RECESS MOTION

Rep. Casada moved that the House stand in recess for 20 minutes, which motion prevailed.

RECESS EXPIRED

The recess having expired, the House was called to order by Madam Speaker Harwell.

ROLL CALL DISPENSED

On motion of Rep. Casada the roll call was dispensed with.

RECESS MOTION

Rep. M. Hill moved that the House stand in recess for one hour, which motion failed by the following vote:

Ayes	39
Noes	44
Present and not voting	1

Representatives voting aye were: Akbari, Butt, Camper, Clemmons, DeBerry, Fitzhugh, Gilmore, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Kumar, Littleton, Love, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Powell, Ramsey, Reedy, Rogers, Rudd, Sexton J., Shaw, Sherrell, Staples, Stewart, Thompson, Towns, Turner, Van Huss, Weaver, White D. -- 39

Representatives voting no were: Alexander, Brooks H., Byrd, Calfee, Carr, Carter, Casada, Coley, Cooper, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Gant, Gravitt, Halford, Hazlewood, Hicks, Holsclaw, Howell, Johnson, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Sanderson, Sargent, Sexton C., Smith, Swann, Tillis, Travis, White M., Whitson, Williams, Wirgau, Zachary, Madam Speaker Harwell -- 44

Representatives present and not voting were: Ragan -- 1

PRESENT IN CHAMBER

Rep. Sparks was recorded as being present in the Chamber.

APPROPRIATIONS CALENDAR, CONTINUED

Rep. M. Hill moved adoption of House Amendment No. 14 as follows:

Amendment No. 14

AMEND House Bill No. 511 by adding the following new section immediately preceding the antepenultimate section and renumbering the subsequent sections accordingly:

SECTION ____. From funds appropriated to the Aeronautic Economic Development Fund, there is earmarked:

- (a) \$4,000,000 for the Cleveland Municipal Airport Authority in support of expansion and development at the Cleveland Regional Jetport;
- (b) \$8,500,000 for the Tri-Cities Airport Authority in support of expansion and development at the Tri-Cities Regional Airport; and
- (c) \$15,000,000 for the Metropolitan Knoxville Airport Authority in support of the Oak Ridge Airport Initiative.

On motion, House Amendment No. 14 was adopted.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "aye" to "no" on the voice vote on House Amendment No. 14 to **House Bill No. 511** and have this statement entered in the Journal: Reps. Doss and Lamberth.

APPROPRIATIONS CALENDAR, CONTINUED

Rep. M. Hill moved that House Amendment No. 15 be withdrawn, which motion prevailed.

Rep. M. Hill moved adoption of House Amendment No. 16 as follows:

Amendment No. 16

AMEND House Bill No. 511 by adding the following new section immediately preceding the antepenultimate section and renumbering the subsequent sections accordingly:

SECTION ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$50,000 (non-recurring) to Johnson City for the sole purpose of costs associated with the Johnson City Veterans Memorial.

On motion, House Amendment No. 16 was adopted.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "aye" to "no" on the voice vote on House Amendment No. 16 of **House Bill No. 511** and have this statement entered in the Journal: Reps. Doss and Lamberth.

APPROPRIATIONS CALENDAR, CONTINUED

Rep. Matheny moved adoption of House Amendment No. 17 as follows:

Amendment No. 17

AMEND House Bill No. 511 AND FURTHER AMEND by adding the following new section immediately preceding the antepenultimate section and renumbering the subsequent sections accordingly:

SECTION ____. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$300,000,000 (non-recurring) to the Department of Education for the sole purpose of distributing grants to LEAs to pay down capital debt. It is the legislative intent that grants be distributed based on the proportion of funds received by each LEA as determined through the BEP formula.

On motion, House Amendment No. 17 was adopted.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "aye" to "no" on the voice vote on Amendment No. 17 of **House Bill No. 511** and have this statement entered in the Journal: Reps. Doss and Lamberth.

APPROPRIATIONS CALENDAR, CONTINUED

Rep. Sargent requested that Finance, Ways & Means Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Williams moved that House Amendment No. 4 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved adoption of House Amendment No. 7 as follows:

Amendment No. 7

AMEND House Bill No. 511 by deleting Section 47, Item 2 and substituting instead the following:

Item 2. From state revenues and other funds available to the general fund in excess of requirements for the fiscal year ending June 30, 2018, the

Commissioner of Finance and Administration shall establish the Revenue Fluctuation Reserve in such amount as may be available under the provisions of Tennessee Code Annotated, Section 9-4-211. Provided, it is the legislative intent that the Revenue Fluctuation Reserve be set at a level of not less than \$728,750,000 on June 30, 2018.

AND FURTHER AMEND by adding the following new section immediately preceding the antepenultimate section and renumbering the subsequent sections accordingly:

SECTI	ON .

Item 1. The appropriation made in Section 1, Title III-22, Item 3.4, Other Post Employment Benefits Liability, is reduced by the sum of \$78,750,000 (non-recurring).

Item 2. In addition to any other funds appropriated by the provisions of this act, there is appropriated the sum of \$150,147,700 (of which \$142,200 shall be recurring and \$150,005,500 shall be non-recurring) for the sole purpose of implementing Senate Bill 831 / House Bill 841, relative to the Education Investment Act, if such bill becomes a law. From the appropriation in this item, the sum of \$150,000,000 (non-recurring) shall be deposited in the education reserve fund established in accordance with the Education Investment Act for the purposes expressed in such act.

On motion, House Amendment No. 7 was adopted by the following vote:

Ayes	40
Noes	39

Representatives voting aye were: Akbari, Calfee, Camper, Carr, Clemmons, Cooper, DeBerry, Favors, Fitzhugh, Gilmore, Goins, Hardaway, Hill M., Hill T., Holt, Jernigan, Jones, Love, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Powell, Ragan, Reedy, Rudd, Sexton J., Shaw, Sherrell, Sparks, Staples, Stewart, Swann, Thompson, Towns, Turner, Van Huss, Zachary -- 40

Representatives voting no were: Alexander, Brooks H., Butt, Carter, Casada, Coley, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Gant, Halford, Hicks, Holsclaw, Howell, Johnson, Keisling, Kumar, Lamberth, Littleton, Lollar, Lynn, Marsh, Ramsey, Rogers, Sanderson, Sargent, Sexton C., Smith, Terry, Tillis, Weaver, White D., White M., Williams, Wirgau, Madam Speaker Harwell -- 39

Rep. T. Hill requested that House Amendment No. 12 be placed at the heel of the amendments.

Rep. Kumar moved that the House consider House Amendment No. 18, which motion prevailed by the following vote:

Ayes	56
Noes	27

Representatives voting aye were: Akbari, Alexander, Butt, Camper, Carr, Carter, Clemmons, Cooper, Crawford, DeBerry, Gant, Goins, Gravitt, Hardaway, Hicks, Hill M., Hill T., Holsclaw, Holt, Jernigan, Johnson, Jones, Kane, Kumar, Lamberth, Littleton, Love, Matheny, Matlock, McDaniel, Mitchell, Parkinson, Pitts, Powell, Ragan, Reedy, Rogers, Rudd, Sanderson, Sargent, Sexton C., Sexton J., Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Towns, Turner, Van Huss, Weaver, White D., Zachary, Madam Speaker Harwell -- 56

Representatives voting no were: Brooks H., Casada, Coley, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Halford, Hazlewood, Howell, Keisling, Lollar, Lynn, Marsh, McCormick, Miller, Ramsey, Shaw, Swann, Tillis, White M., Whitson, Williams, Wirgau -- 27

Rep. Kumar moved adoption of House Amendment No. 18 as follows:

Amendment No. 18

AMEND House Bill No. 511 by adding the following as a new item to Section 63:

Item ___. From the funds in the TennCare reserve, there is earmarked a sum sufficient, not to exceed \$3,605,800 (non-recurring), for the sole purpose of implementing Senate Bill 1227 / House Bill 901, if such bill becomes a law.

On motion, House Amendment No. 18 was adopted.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following members desire to change their original stand from "aye" to "no" on the voice vote on Amendment No. 18 of **House Bill No. 511** and have this statement entered in the Journal: Reps. Doss and Lamberth.

APPROPRIATIONS CALENDAR, CONTINUED

Rep. Sanderson moved that House Amendment No. 19 be withdrawn, which motion prevailed.

Rep. Clemmons moved that the House consider House Amendment No. 20, which motion failed by the following vote:

Ayes	34
Noes	35

Representatives voting aye were: Akbari, Camper, Casada, Clemmons, Cooper, DeBerry, Favors, Fitzhugh, Gilmore, Hardaway, Hill M., Holsclaw, Jernigan, Johnson, Jones,

Kane, Love, Matheny, Matlock, Miller, Mitchell, Parkinson, Pitts, Powell, Ragan, Rudd, Sanderson, Sexton J., Staples, Stewart, Thompson, Towns, Turner, Van Huss -- 34

Representatives voting no were: Alexander, Brooks H., Calfee, Carr, Carter, Coley, Crawford, Curcio, Daniel, Doss, Dunn, Eldridge, Farmer, Halford, Hazlewood, Hicks, Howell, Keisling, Lamberth, Lollar, Lynn, Marsh, Ramsey, Rogers, Sargent, Sexton C., Shaw, Smith, Swann, Tillis, Travis, White D., White M., Wirgau, Zachary -- 35

- Rep. Sargent requested that Finance, Ways & Means Committee Amendment No. 1 be placed at the heel of the amendments.
- Rep. T. Hill requested that House Amendment No. 12 be placed at the heel of the amendments.
- Rep. Sargent moved that Finance, Ways & Means Committee Amendment No. 1 be withdrawn, which motion prevailed.
- Rep. T. Hill moved that House Amendment No. 12 be withdrawn, which motion prevailed.

Rep. Sparks moved that the House consider House Amendment No. 21, which motion failed by the following vote:

Ayes	28
Noes	41
Present and not voting	

Representatives voting aye were: Akbari, Butt, Camper, Clemmons, Fitzhugh, Goins, Hardaway, Hill M., Hill T., Jernigan, Kumar, Littleton, Matheny, Matlock, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton J., Sherrell, Sparks, Staples, Terry, Towns, Van Huss, Weaver, White D. -- 28

Representatives voting no were: Alexander, Brooks H., Calfee, Carr, Casada, Coley, Crawford, Daniel, Doss, Dunn, Eldridge, Farmer, Favors, Gravitt, Halford, Hazlewood, Hicks, Holsclaw, Howell, Keisling, Lamberth, Lollar, Lynn, Marsh, McCormick, McDaniel, Parkinson, Pitts, Sargent, Sexton C., Shaw, Smith, Stewart, Swann, Tillis, Travis, Turner, White M., Whitson, Wirgau, Zachary -- 41

Representatives present and not voting were: Ragan -- 1

Rep. Parkinson moved that House Bill No. 511 be re-referred to the Finance, Ways & Means Committee.

Rep. Parkinson moved to withdraw the motion to re-refer House Bill No. 511 to the Finance, Ways & Means Committee, which motion previaled.

RECESS MOTION

Rep. Williams moved that the House stand in recess for five minutes, which motion prevailed.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **House Bill No. 975** and have this statement entered in the Journal: Rep. Cooper.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 1180** and have this statement entered in the Journal: Rep. Smith.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 121 Rep. Towns as First prime sponsor.

House Joint Resolution No. 520 Reps. Rudd, Terry and Sparks as prime sponsors.

House Bill No. 41 Rep. Eldridge as prime sponsor.

House Bill No. 102 Rep. Carter as prime sponsor.

House Bill No. 381 Rep. Ragan as prime sponsor.

SPONSORS REMOVED

On Motion, Rep. Staples was removed as sponsor of House Resolution No. 121.

On Motion, Rep. Powell was removed as sponsor of House Bill No. 511.

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449 and 450; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 329, 597, 639, 904, 1001, 1180, 1190, 1320, 1337 and 1375; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 106, 419, 1271 and 1292; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED May 4, 2017

The Speaker announced that she had signed the following: Senate Bills Nos. 329, 597, 639, 904, 1001, 1180, 1190, 1320, 1337 and 1375.

TAMMY LETZLER, Chief Clerk

ENGROSSED BILLS May 4, 2017

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 628;

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS May 4, 2017

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 1291;

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 151; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

*Senate Bill No. 151 -- Motor Vehicles - As introduced, authorizes the operation of autonomous vehicles on the public roads of this state. - Amends TCA Title 5; Title 6; Title 7; Title 39; Title 40; Title 54; Title 55; Title 56; Title 65 and Title 67. by *Lundberg, *Green. (HB381 by *Lamberth, *Hill T, *Marsh, *Swann, *Brooks K)

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 317; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 317 -- Special License Plates - As introduced, extends from March 1 to March 15 the date by which the commissioner of revenue, or the commissioner's designee, has to appear before the transportation committee of the house of representatives and the transportation and safety committee of the senate to annually report the status of the computerized titling and registration system. - Amends TCA Title 55. by *Bailey. (*HB102 by *Doss, *Brooks K, *McCormick, *Lynn, *Carter)

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 318; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Bill No. 318 -- Highways, Roads and Bridges - As introduced, increases from 10 to 30 days, the time in which a recipient of a second notice from the department of transportation has to confirm being the owner of utility facilities and to describe the type of utility service, and description and location of each facility; increases from 10 to 30 days, the time in which the owner of utility facilities has to file a reservation of rights notice to the department following the issuance of a notice to proceed by the department. - Amends TCA Title 54. by *Bailey. (*HB103 by *Doss, *Brooks K, *McCormick, *Lynn)

ENGROSSED BILLS May 4, 2017

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bill No. 387;

GREG GLASS, Chief Engrossing Clerk

SIGNED May 4, 2017

The Speaker announced that she had signed the following: House Bills Nos. 267, 647, 959 and 1373.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1424, 1426, 1436, 1443, 1445, 1446 and 1452; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution No. 486; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS May 4, 2017

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution No. 486; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED May 4, 2017

The Speaker announced that she had signed the following: House Joint Resolution No. 486.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution No. 486; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK May 4, 2017

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 443 and 486; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, House Bill No. 192. The Senate refused to recede from its action in adopting Senate Amendment(s) No. 1. The Speaker appointed a Conference Committee composed of Senators: Jackson, Tracy, and Yarbro to confer with a like committee from the House in open conference to resolve the differences between the bodies on House Bill No. 192.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE GOVERNOR May 4, 2017

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 443 and 486; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1021; substituted for Senate Bill on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 628, 664, 862 and 1291; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bill No. 99; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1289; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bill No. 74; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1164; substituted for Senate Bill on same subject, amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK May 4, 2017

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 106, 419, 1271 and 1292; also House Joint Resolutions Nos. 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417 and 418; for his action.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 409, 438, 720, 726, 969, 1184 and 1348; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

*Senate Bill No. 409 -- Taxes, Sales - As introduced, requires certification of special census results for a municipality with regard to distribution of sales tax funds be sent to the commissioner of revenue in addition to the commissioner of finance and administration. - Amends TCA Title 67, Chapter 4 and Title 67, Chapter 6. by *Overbey. (HB494 by *Carr)

*Senate Bill No. 438 -- Business Organizations - As introduced, enacts the "Tennessee Uniform Limited Partnership Act of 2017." - Amends TCA Title 61. by *Johnson, *Stevens. (HB484 by *Travis)

*Senate Bill No. 720 -- Lottery, Scholarships and Programs - As introduced, creates the Tennessee middle college scholarship, funded by net lottery proceeds. - Amends TCA Title 49, Chapter 4. by *Yager, *McNally. (HB980 by *Calfee)

Senate Bill No. 726 -- Uniform Commercial Code - As introduced, creates a streamlined process for certain public officials to contest Uniform Commercial Code financing statements that they believe to lack any legal basis. - Amends TCA Title 47, Chapter 9, Part 5. by *Kelsey. (*HB535 by *Lamberth, *Powers, *Towns, *Sargent)

*Senate Bill No. 969 -- Taxes - As introduced, increases from 10 to 12 the number of days following any adverse action related to a license or other privilege that the licensee must file a written request for a hearing before the commissioner to contest the action. - Amends TCA Title 67. by *Overbey. (HB1075 by *Sexton C, *Sexton J)

Senate Bill No. 1184 -- Eminent Domain - As introduced, requires property taken under eminent domain to be valued at highest and best use instead of fair market value; removes industrial park exception to public use requirement; requires costs of appraisal to always be taxed to the condemning body. - Amends TCA Title 7, Chapter 55; Title 13; Title 29, Chapter 17 and Title 29, Chapter 16. by *Niceley, *Bowling. (*HB1167 by *Forgety, *Farmer)

Senate Bill No. 1348 -- Highways, Roads and Bridges - As introduced, requires any local agency transferring up to 50 percent of its state-aid road funds to assist in any bridge improvements to notify the department of transportation at least 30 days in advance of the transfer. - Amends TCA Title 4; Title 8; Title 9; Title 54; Title 55 and Title 67. by *Bailey. (*HB1352 by *Sexton C)

ENGROSSED BILLS May 4, 2017

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 438, 1207, 1439, 1441, 1444, 1447, 1448, 1449, 1450 and 1451; also House Joint Resolutions Nos. 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554 and 555.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to request the return of SB151 for further consideration.

RUSSELL A. HUMPHREY, Chief Clerk

ENROLLED BILLS May 4, 2017

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 122, 123, 124, 125, 126, 128, 129, 130, 131, 132, 133, 134, 135, 137, 138, 139, 140, 141 and 142; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

SIGNED May 4, 2017

The Speaker announced that she had signed the following: House Resolutions Nos. 122, 123, 124, 125, 126, 128, 129, 130, 131, 132, 133, 134, 135, 137, 138, 139, 140, 141 and 142.

GREG GLASS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to transmit to the House, House Bill No. 275. The Senate refused to recede from its action in adopting Senate Amendment(s) No. 1. The Speaker appointed a Conference Committee composed of Senators: Overbey, Yager, and Yarbro to confer with a like committee from the House in open conference to resolve the differences between the bodies on House Bill No. 275.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Bill No. 174; substituted for Senate Bill on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE May 4, 2017

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 451, 452, 453, 454, 455, 456, 457, 458, 460, 461, 462, 463, 464 and 465; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE GOVERNOR May 4, 2017

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 64, 78, 166, 276, 322, 567, 589, 615, 1017, 1199 and 1287; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

ENROLLED BILLS May 4, 2017

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 451, 452, 453, 454, 455, 456, 457, 458, 460, 461, 462, 463, 464 and 465; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

SIGNED May 4, 2017

The Speaker announced that she had signed the following: House Joint Resolutions Nos. 451, 452, 453, 454, 455, 456, 457, 458, 460, 461, 462, 463, 464 and 465.

GREG GLASS, Chief Engrossing Clerk

ENROLLED BILLS May 4, 2017

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 174, 628, 664, 862, 1021, 1291, 1424, 1426, 1436, 1443, 1445, 1446 and 1452; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

RECESS

On motion of Rep. Williams, the House stood in recess until 9:00 a.m., Friday, May 5, 2017.